

**AGENDA
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
JANUARY 7, 2008
7:00 P.M.**

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from December 10, 2007, County Council Meeting
- Recognition of Service for County Employees
- Adoption of Resolution #08-01 for Dr. William R. Lomax
- Adoption of Resolution # 08-02, Dorchester County Council Appointing Richard Rosebrock to Represent Dorchester County as a Commissioner of the Lake Marion Regional Water Agency and Jason Ward to Serve as an Alternate Representative
- Correspondence

3. COUNCIL MEMBER'S TIME MR. JAMIE FELTNER

- 1st Reading for a Proposed Ordinance Amending the Dorchester County Ordinance #07-29, to include the Applicability thereof to Residential Multi-Family Development and to Further Provide for Additional Exclusions From the Applicability of the Ordinance

4. GUEST

- Mr. Lee Moulder, Dorchester County Finance Director
- GFOA Distinguished Budget Presentation Award
- November 2007 Monthly Financial Report

5. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- 3rd Reading Ordinance #08-01 to Repeal Dorchester County Ordinance #90-09, and to substitute in lieu thereof the following, which shall bear the above Referenced Ordinance #
- Budget Calendar
- Recreational Fund Balance

6. COMMITTEE REPORTS

Chairman Murphree, Public Works, Property and Utilities Committee

- “No Thru Traffic Signs” - Quail Arbor Subdivision

Chairman Hargett, Water and Sewer Committee

- Request for Authorization for a Master Plan for Wastewater and Recommendation for a Capacity Reservation Fee
- SS Acquisition LLC, (Dorchester Road, IHOP Restaurant)
- Notice of Wastewater Service Denial
- Approval of Easement Acquisition Pump Station #4 Force Main

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COUNTY COUNCIL AGENDA
JANUARY 7, 2008

6. COMMITTEE REPORTS CONTINUED

Chairman Murphy, Planning, Development and Building Committee

- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #561, Robin Jefferson; TMS# 152-11-04-011
- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #562, Clement Singleton, Jr.; TMS# 144-13-00-003
- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #563, Clement Singleton, Jr; TMS# 144-13-00-004
- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #564, Clement Singleton, Jr; TMS# 144-13-00-005
- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #566, ELG Properties, LLC; TMS# 121-00-00-185
- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #567, Harold Scott Baucom; TMS# 135-15-00-046
- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #568, Casey McKinley; TMS# 172-15-15-020
- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #569, Brett and Debora Henry; TMS# 135-15-00-045
- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #570, Brett and Debora Henry; TMS# 135-15-00-032
- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #571, George H Burbage, Jr; TMS# 121-00-00-006
- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #572, George Miler Inc. /Dorchester County Council; TMS# 144-00-00-029
- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #573, Summit Rubber Company; TMS# 129-00-00-030
- Public Hearing and Recommendation for 2nd Reading for Proposed Ordinance to Amend Dorchester County Zoning and Land Development Standards Ordinance 04-13 To Amend Article IX, Section 9.1.3 "Use Groups Permitted" To Additionally Prohibit that Portion of Article VI. Use Groups, 1(d)"Extraction of Mineral Resource Operations"

7. APPOINTMENTS TO BOARDS AND COMMISSIONS

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COUNTY COUNCIL AGENDA
JANUARY 7, 2008

8. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- 3rd Reading for an Ordinance #08-02 to Develop a Jointly Owned and Operated Industrial/Business Park in conjunction with Orangeburg County, Such Industrial/Business Park to be Geographically Located in Orangeburg County and Established Pursuant to the South Carolina Codes of Laws of 1976 Section 4-1-170
- Public Hearing and Recommendation for 2nd Reading to an Ordinance Authorizing a Fee Agreement by and between Lafarge Building Materials, Inc and Dorchester County
- Executive Session
 - Confidential Economic Development Project
 - Contractual Matters
 - Quail Arbor Drainage
 - K.G. Golf Acquisition, LLC.
 - Blanchard and Calhoun

9. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNER

CHRISTOPHER J. MURPHY

MIKE MURPHY

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET
ST. GEORGE, SOUTH CAROLINA 29477
(843) 563-0196 FAX (843) 563-0137
SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

**MINUTES
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
JANUARY 7, 2008
7:00 P.M.**

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Willie Davis – Vice Chairman
Mr. Kenneth F. Waggoner
Mr. Chris Murphy
Mr. Jamie Feltner
Mr. Richard Rosebrock
Mr. Jason Ward – County Administrator
Ms. Ashley Jacobs – Deputy County Administrator
Mr. John Frampton – County Attorney
Mrs. Sandy Lawley – Clerk to Council

Chairman Hargett called the meeting to order, and Councilman Rosebrock gave the Invocation.

REQUEST TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council. The following citizens replied.

- Mr. James McGraw addressed Council regarding Rezoning Request #572 and the Berlin G. Myers Parkway Phase 3.
- Ms. Samantha Gailly addressed Council regarding the Miler Rezoning Request.

ADOPTION OF MINUTES FROM THE DECEMBER 10, 2007

1. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted unanimously to adopt the Minutes from the December 10, 2007, County Council Meeting.

DORCHESTER COUNTY EMPLOYEE RECOGNITION PROGRAM

Dorchester County Council recognized county employees for their years of dedicated service to the county.

ADOPTION OF RESOLUTION #08-01 FOR DR. WILLIAM R. LOMAX

2. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted unanimously to adopt Resolution #08-01 for Dr. William R. Lomax, for his service and leadership on the Planning Commission.

ADOPTION OF RESOLUTION # 08-02, DORCHESTER COUNTY COUNCIL APPOINTING RICHARD ROSEBROCK TO REPRESENT DORCHESTER COUNTY AS A COMMISSIONER OF THE LAKE MARION REGIONAL WATER AGENCY AND JASON WARD TO SERVE AS AN ALTERNATE REPRESENTATIVE

3. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted six in favor and one abstaining, to adopt Resolution #08-02, "Dorchester County Council Appointing Richard Rosebrock to Represent Dorchester County as a Commissioner of the Lake Marion Regional Water Agency and Jason Ward to serve as an Alternate Representative".

Mr. Rosebrock abstained.

CORRESPONDENCE

The County Administrator informed Council that DHEC, Division of Waste Management, Bureau of Land and Waste Management, sent a Public Notice of a Proposed Final Remedial Action for Ashley River Sediments for Rhodia of Charleston Plant. He informed Council that any comments would be due to DHEC by February 18, 2008 and should be sent to 2600 Bull Street, Columbia, SC 29201.

COUNCIL MEMBER'S TIME MR. JAMIE FELTNER
1ST READING FOR A PROPOSED ORDINANCE AMENDING THE
DORCHESTER COUNTY ORDINANCE #07-29, TO INCLUDE THE
APPLICABILITY THEREOF TO RESIDENTIAL MULTI-FAMILY
DEVELOPMENT AND TO PROVIDE FOR ADDITIONAL EXCLUSIONS

4. On the motion of Mr. Feltner, seconded by Mr. Davis, Council voted six in favor and one opposed, to give 1st Reading to an Ordinance Amending the Dorchester County Ordinance #07-29, to include the Applicability thereof to Residential Multi-Family Development and to Further Provide for Additional Exclusions From the Applicability of the Ordinance and to keep this item before Council. This would suspend the approval of any applications for new residential development of multiplexes, townhouses, garden apartments, apartment buildings and other multi-family structures within the geographical boundaries of Dorchester County School District 2 for six months.

Mr. Murphy opposed.

GUEST- MR. LEE MOULDER, FINANCE DIRECTOR

Mr. Moulder presented the GFOA Distinguished Budget Presentation Award to County Council and to Mr. Jason Ward and thanked Council for its support of his staff.

In addition, Mr. Moulder presented Council with Dorchester County's Financial Report for November 2007. Mr. Moulder gave a brief overview of the report, noting that taxes are starting to come into the County and stated that we need to watch trends if the economy declines. He also noted that General Government expenditures and the Enterprise Funds are within budget and personnel costs are running 5% below budget. In addition, he received and answered questions from Council.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD
3RD READING TO ORDINANCE TO REPEAL COUNTY ORDINANCE
#90-09

5. On the motion of Mr. Davis, seconded by Mr. Feltner, Council voted unanimously to give 3rd Reading to Ordinance #08-01, to Repeal Dorchester County Ordinance #90-09, and to substitute in lieu thereof the following, which shall bear the above Referenced Ordinance Number. This new Ordinance will replace our existing Ordinance #90-09, which established the Emergency Services Department and outlined the duties for the Emergency Services Director. This ordinance will establish the Emergency Management Department and outline the duties and responsibilities of the Director as well as the procedures for County Council to declare a State of Emergency.

COUNTY ADMINISTRATOR'S TIME – CONTINUED
BUDGET CALENDAR

As information only, the County Administrator informed Council of the new Budget Calendar for Fiscal Year 08-09. In addition, he informed Council of the proposed schedule for retreats for the upcoming budget cycle.

RECREATIONAL FUND BALANCE

The County Administrator informed Council that Fund 150, Recreation Fund, has a fund balance of \$258,362. Additionally, he reminded Council of the application submitted by Summerville Little League for \$35,000 and that the application was submitted after the deadline.

6. Mr. Rosebrock motioned, and Mr. Murphy seconded it, to fund the Summerville Little League in the amount of \$17,000 to assist with requested projects.

7. Mr. Murphy motioned to amend the main motion, Mr. Rosebrock seconded it, and Council voted unanimously to fund the Summerville Little League in the amount of \$17,500 and fund \$17,500 for the Summerville Miracle League, and for funds to be paid from the Recreation Fund. The mission of the Summerville Miracle League is to provide children and adults with special needs the opportunity to play baseball as a team member in an organized league. This league is just beginning in the Summerville area.

COMMITTEE REPORTS

CHAIRMAN MIKE MURPHREE, PUBLIC WORKS, PROPERTY AND UTILITIES COMMITTEE

SIGN DESIGN FOR “NO THRU TRAFFIC” FOR QUAIL ARBOR

8. Chairman Murphree reported that the Committee discussed the request concerning the sign design for “No Thru Traffic” in Quail Arbor Subdivision and Crestwood Subdivision. He stated that Public Works was ordering blank No Thru Traffic signs so that the hours could be placed on the signs in-house using stickers. The Committee’s recommendation was for the times of restricted traffic in Quail Arbor Subdivision changed to 4:30 PM to 8:00 PM. Council voted unanimously in favor of the recommendation.

COMMITTEE REPORTS CONTINUED
PUBLIC WORKS, PROPERTY AND UTILITIES COMMITTEE
DISCHARGING INTO PRIVATE PONDS

Chairman Murphree reported that the Committee discussed discharging into private ponds and stated the County Administrator would discuss this with the Transportation Sales Tax Committee.

YERBY ROAD

Chairman Murphree reported that the Committee discussed a concern regarding short Yerby Road and that Mr. Ward would be following up with this item.

CURB CUTS AND SIGNAGE ON SIB/DCTA ROADS

9. Chairman Murphree reported that the Committee discussed an item that would be placed in the Planning, Development and Building Committee concerning restrictions and regulations regarding curb cuts and sign height on the new multi-lane roads that will be constructed by the DCTA and SIB funds. This item would be discussed jointly with the Public, Work, Property and Utilities Committee. Council voted unanimously in favor.

Chairman Hargett passed the gavel to Vice Chairman Davis in order to give his Committee Report.

CHAIRMAN LARRY HARGETT, WATER AND SEWER COMMITTEE
REQUEST FOR AUTHORIZATION FOR A MASTER PLAN FOR
WASTEWATER AND RECOMMENDATION FOR A CAPACITY
RESERVATION FEE

10. Chairman Hargett stated that the Water and Sewer Committee's recommendation to Council was to recommend approval to Council of a master plan, including a basis for charging a capacity reservation fee at a cost not to exceed \$52,500. Council voted unanimously in favor of the recommendation.

SS ACQUISITION LLC, (DORCHESTER ROAD, IHOP RESTAURANT)

11. Chairman Hargett stated that the Water and Sewer Committee's recommendation to Council was to recommend to Council that the County provide 13,000 gallons per day of wastewater service to this commercial business, which will be located on Dorchester Road near Ladson Road and Eagle Creek. Council voted unanimously in favor of the recommendation.

COMMITTEE REPORTS CONTINUED
SEWER AND WATER COMMITTEE
NOTICE OF WASTEWATER SERVICE DENIAL

12. Chairman Hargett stated that the Water and Sewer Committee's recommendation to Council was for approval of letters sent out by the Deputy Director of Public Utilities to developments that the County cannot serve at this time due to limited transmission capacity. Council voted unanimously in favor of the recommendation.

APPROVAL OF EASEMENT ACQUISITION PUMP STATION #4
FORCE MAIN

13. Chairman Hargett stated that the Water and Sewer Committee's recommendation to Council was to authorize the County Administrator to proceed with the acquisition of private easements outside of the SCDOT right-of-way for a new force main connecting pump station #4 and #3. Council voted unanimously in favor of the recommendation.

Vice Chairman Davis passed the gavel back to Chairman Hargett.

CHAIRMAN CHRIS MURPHY, PLANNING, DEVELOPMENT, AND
BUILDING COMMITTEE

PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING FOR
REZONING REQUEST #561, ROBIN JEFFERSON; TMS# 152-11-04-011

14. Chairman Murphy reported that a Public Hearing was held for Rezoning Request # 561, Robin Jefferson; TMS# 152-11-04-011, and the Committee's recommendation to Council was to give 2nd Reading to this Rezoning Request. Council voted unanimously in favor of the recommendation.

PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING
FOR REZONING REQUEST #562, CLEMENT SINGLETON, JR.; TMS#
144-13-00-003, REZONING REQUEST #563, CLEMENT SINGLETON,
JR; TMS# 144-13-00-004, AND REZONING REQUEST #564, CLEMENT
SINGLETON, JR; TMS# 144-13-00-005

15. Chairman Murphy reported that Public Hearings were held for Rezoning Request #562, Clement Singleton, Jr.; TMS# 144-13-00-003, Rezoning Request #563, Clement Singleton, Jr; TMS# 144-13-00-004, and Rezoning Request #564, Clement Singleton, Jr; TMS# 144-13-00-005. The Committee's recommendation to Council was to give 2nd Reading to these Rezoning Requests. Council voted unanimously in favor of the recommendation. All were 04-13 corrections.

COMMITTEE REPORTS CONTINUED
PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING
FOR REZONING REQUEST #566, ELG PROPERTIES, LLC;
TMS# 121-00-00-185 AND REZONING REQUEST #571, GEORGE H.
BURBAGE, JR; TMS# 121-00-00-006

16. Chairman Murphy reported that Public Hearings were held for Rezoning Request #566, LEG, Properties, LLC; TMS# 121-00-00-185, and Rezoning Request #571, George H. Burbage, Jr; TMS# 121-00-00-006, and the Committee's recommendation to Council was to give 2nd Reading to these two Rezoning Requests. Council voted unanimously in favor of the recommendation.

PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING
FOR REZONING REQUEST #567, HAROLD SCOTT BAUCOM; TMS#
135-15-00-046, REZONING REQUEST #569, BRETT AND DEBORA
HENRY; TMS# 135-15-00-045, AND REZONING REQUEST #570, BRETT
AND DEBORA HENRY; TMS# 135-15-00-032

17. Chairman Murphy reported that Public Hearings were held for Rezoning Request #567, Harold Scott Baucom; TMS# 135-15-00-046, Rezoning Request #569, Brett and Debora Henry; TMS# 135-15-00-045, and Rezoning Request #570, Brett and Debora Henry; TMS# 135-15-00-032, and the Committee's recommendation to Council was to give 2nd Reading to these Rezoning Requests. Council voted unanimously in favor of the recommendation.

PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING
FOR REZONING REQUEST #568, CASEY MCKINLEY; TMS# 172-15-15-
020

18. Chairman Murphy reported that a Public Hearing was held for Rezoning Request #568, Casey McKinley; TMS# 172-15-15-020, and the Committee's recommendation to Council was to give 2nd Reading to this Rezoning Request. Council voted unanimously in favor of the recommendation.

PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING
FOR REZONING REQUEST #573, SUMMIT RUBBER COMPANY; TMS#
129-00-00-030

19. Chairman Murphy reported that a Public Hearing was held for Rezoning Request #573, Summit Rubber Company; TMS# 129-00-00-030. The Committee's recommendation to Council was to give 2nd Reading to this Rezoning Request. Council voted unanimously in favor of the recommendation.

COMMITTEE REPORTS CONTINUED
PLANNING, DEVELOPMENT, AND BUILDING COMMITTEE
PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING
FOR REZONING REQUEST #572, GEORGE MILER INC.
/DORCHESTER COUNTY COUNCIL; TMS# 144-00-00-029

Chairman Murphy reported that a Public Hearing was held for Rezoning Request #572, George Miler Inc. /Dorchester County Council; TMS# 144-00-00-029. This is a request to rezone TMS# 144-00-00-029 owned by George Miler, Inc., from TRM, Transitional Residential-Manufactured Housing District to R-1 Single Family Residential District. The Committee decided to table this matter and this needs no consideration from Council.

PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING
FOR PROPOSED ORDINANCE TO AMEND DORCHESTER COUNTY
ZONING AND LAND DEVELOPMENT STANDARDS ORDINANCE 04-
13 TO AMEND ARTICLE IX, SECTION 9.1.3 "USE GROUPS
PERMITTED" TO ADDITIONALLY PROHIBIT THAT PORTION OF
ARTICLE VI. USE GROUPS, 1(D)"EXTRACTION OF MINERAL
RESOURCE OPERATIONS"

Chairman Murphy reported that a Public Hearing was held for Proposed Ordinance to Amend Dorchester County Zoning and Land Development Standards Ordinance 04-13 To Amend Article IX, Section 9.1.3 "Use Groups Permitted" To Additionally Prohibit that Portion of Article VI. Use Groups, 1(d) "Extraction of Mineral Resource Operations". Chairman Murphy stated that the Committee heard from 12 speakers and the Committee has decided to table this item for further study. Chairman Murphy noted that Chairman Hargett did not get an opportunity to address the Committee at the meeting and had provided a letter to the Committee, which would be attachment A to these Minutes for the record.

Chairman Murphy also noted that the item Mr. Murphree addressed under his Committee regarding curb cuts and sign heights would be an issue addressed by the Planning, Development, and Building Committee along with the Public Works, Property and Utilities Committee.

APPOINTMENTS TO BOARDS AND COMMISSIONS

DORCHESTER COUNTY LIBRARY BOARD

20. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to reappoint Ms. Keturah J. Inabinett to the Dorchester County Library Board of Trustees.

APPOINTMENTS TO BOARDS AND COMMISSIONS CONTINUED

DORCHESTER COUNTY SOCIAL SERVICES BOARD

21. On the motion of Mr. Murphy, seconded by Mr. Waggoner, Council voted unanimously to recommend to the Governor the reappoint of Ms. Pamela Stonier to the Social Services, Foster Care Review Board.

DORCHESTER COUNTY LIBRARY BOARD

22. On the motion of Chairman Hargett, seconded by Mr. Murphree, Council voted unanimously to reappoint Ms. Tammy McGuire to the Dorchester County Library Board of Trustees.

REAPPOINTMENTS TO THE BCD COUNCIL OF GOVERNMENTS BOARD AND REAPPOINTMENTS OF THE CHATS POLICY COMMITTEE MEMBERS

23. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted unanimously to reappoint Chairman Larry Hargett, Mr. Ted Creech, Mr. Ralph James and Mr. Matthew Profit to the BCD Council of Governments Board and unanimously to reappoint Chairman Larry Hargett and Mr. Bill Coxe to the CHATS Policy Committee.

COUNTY ATTORNEY'S TIME

3RD READING TO ORDINANCE #08-02 TO DEVELOP A JOINTLY OWNED AND OPERATED INDUSTRIAL/BUSINESS PARK IN CONJUNCTION WITH ORANGEBURG COUNTY, SUCH INDUSTRIAL/BUSINESS PARK TO BE GEOGRAPHICALLY LOCATED IN ORANGEBURG COUNTY AND ESTABLISHED PURSUANT TO THE SOUTH CAROLINA CODES OF LAWS OF 1976 SECTION 4-1-170

24. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to give 3rd Reading to Ordinance #08-02 to Develop a Jointly Owned and Operated Industrial/Business Park in conjunction with Orangeburg County, Such Industrial/Business Park to be Geographically Located in Orangeburg County and Established Pursuant to the South Carolina Code of Laws of 1976 Section 4-1-170.

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County Council Meeting

COUNTY ATTORNEY'S TIME CONTINUED

**PUBLIC HEARING AND 2ND READING TO AN ORDINANCE
AUTHORIZING A FEE AGREEMENT BY AND BETWEEN LAFARGE
BUILDING MATERIALS, INC AND DORCHESTER COUNTY**

Chairman Hargett opened the Public Hearing for the above referenced Ordinance and asked if anyone would like to speak. Hearing no comments, Chairman Hargett closed the Public Hearing.

The County Attorney requested with respect to 2nd Reading of this item, to have the subject moved under contractual matters to be discussed in Executive Session. Chairman Hargett approved this request.

REQUEST FOR EXECUTIVE SESSION

The County Attorney made a request for Council's consideration to enter into executive session to discuss a confidential economic development project, and four contractual matters, those being Quail Arbor Drainage, K.G. Golf Acquisition, LLC, Blanchard and Calhoun, and the FILOT Agreement with Lafarge Building Materials, and to give legal advice regarding outstanding bad check warrants.

EXECUTIVE SESSION 8:10 P.M.

25. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted unanimously to enter into Executive Session.

RECONVENE FROM EXECUTIVE SESSION 9:15 P.M.

The County Attorney reported that in Executive Session, Council discussed all items previously announced, except for Blanchard and Calhoun, and no action was taken on any of the items.

**2ND READING TO AN ORDINANCE AUTHORIZING A FEE
AGREEMENT BY AND BETWEEN LAFARGE BUILDING MATERIALS,
INC AND DORCHESTER COUNTY**

26. On the motion of Mr. Davis, seconded by Mr. Waggoner, Council voted unanimously, to give 2nd Reading to An Ordinance Authorizing a Fee Agreement by and between Lafarge Building Materials, Inc. and Dorchester County.

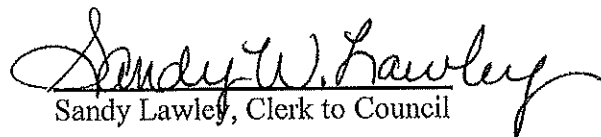
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County Council Meeting

KG GOLF ACQUISITION, LLC

27. On the motion of Mr. Murphy, seconded by Mr. Murphree, Council voted unanimously to authorize the County Administrator to enter into an agreement with KG Golf Acquisition, LLC as discussed in Executive Session.

ADJOURNMENT 9:19 P.M.

28. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to adjourn.


Sandy Lawley, Clerk to Council

Proposed Ordinance to Amend Dorchester County Zoning and Land Development Standards Ordinance 04-13 to Amend Article IX, Section 9.1.3 "Use Groups Permitted" To Additionally Prohibit that Portion of Article VI, Use Groups, 1(d) "Extraction of Mineral Resource Operations"

It is my belief that the real 'Extraction of Mineral Resource Operations' issue is not the need for Council's consideration of requiring all mining activities to be zoned industrial or the belief that there exists the 'hauling away of Dorchester County by mining interests', but rather an issue of constant and severe damage to our roadways caused by overloaded and under-monitored trucking. I propose, herewith, an Ordinance bringing changes to mining operators and trucking interests that will save our County roadways from damages currently being done to public streets and roads in Dorchester County and without requiring the industrial zoning of mining sites.

Most Dorchester County citizens are not opposed to the current sand mining operating in the County since dirt mines are usually temporary in nature and when the mining operations are finished, the ponds and surrounding areas are usually reclaimed under the auspices of the SCDHEC. However, there is growing evidence that heavy dump trucks and dump trailers associated with mining operations are contributing to the tearing up Federal, State and County roadways in Dorchester County. Citizens have reported to Council members counts as high as 200-400 dump trucks and/or dump trailers during a 7-8 hour period at a single County roadway point on Highway 78. State and County highways sustaining the highest counts for such trucks are Highways 61, 17A, 78, 165, 178, Zion Road, Old Dam Road, Wire Road, Carter Road, Givhans Road, and Dorchester Road. Citizens have also reported dual wheel ruts being created on some paved rural Dorchester County roadways within weeks after the opening of some dirt mining operations.

According to the American Association of State Highway and Transportation Officials (AASHTO), a standard 18-wheeler operating at its maximum legal weight of (80,000 lbs) inflicts pavement damage equivalent to 9,600 automobiles. A (100,000 lb) five-axle truck does as much damage as more than 29,000 automobiles. The late Bobby Green/PE with the Oklahoma Department of Transportation stated, "The Federal Highway Administration believes the trucking industry should pay the costs of the damages its heavy trucks cause to state and county highways, roads and streets. The industry has never paid its fair share of such costs, leaving the lion's share to the average taxpaying motorists who are imperiled by sharing the roadways they support with the heavy trucks they must also support". "The heaviest trucks continue to substantially underpay as they always have in the past with some loads estimated as high as 100,000 lbs or 50 gross tons."

Will Rogers once said, "We're all ignorant, just about different things. The business of our governments is often complex and hard for regular folks to follow. Responsible elected representatives should work to inform and enlighten their constituents – not to use their ignorance against them".

Due to severe State funding shortages with resulting manpower limitations on the South Carolina State Transport Police, charged with enforcing weight restrictions on commercial trucking, I propose that mining operators be required, as a condition to obtain a Dorchester County business license for their mining operation, to install adequate on-site truck axle weight measuring equipment and to weigh each truck exiting their site so as to be in conformance with South Carolina law dictating maximum allowable tonnage per axle.

Reportedly, dirt hauling trucks currently operating within Dorchester County avoid the vehicular weight stations on Interstate 26 and 95 in order to carry heavier loads than that allowed by the State Transport Police thus severely damaging Federal, State and County roadways. It is time for a fair and reasonable solution to this issue and I believe that this proposed self-governing truck weight measurement ordinance is applicable to all mining interests and equitable to both citizens and business interests alike in Dorchester County without the necessity for industrial zoning of mining properties that could produce negative and counter-productive economic results.

I personally interviewed the Meadwestvaco's sawmill operation in Summerville and obtained information that Meadwestvaco utilizes truck scales that weight each truck upon entering and leaving their mill. If a trucker is found to be over-weight by the scale operator, the load is unloaded and the driver given a written notice of violation of Meadwestvaco's company policy regarding its conformance to South Carolina's maximum truck axle weight law with copies of the violation notice filed with both Meadwestvaco Sawmill management and the South Carolina State Transport Police. Also, during interviews with Lafarge and Giant cement plant management in Harleyville, I was told that both plants weigh each truck entering and exiting their plant with the policy that no overloads are permitted to leave the plant site, thus setting the example for other trucking interests to follow. Some local mining firms, to their credit, that operate in Dorchester County have also installed on-site scales in order to enforce the South Carolina highway maximum highway truck axle weight laws.

Larry Hargett/Chairman
Dorchester County Council

January 7, 2008

AGENDA
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERSVILLE
JANUARY 22, 2008
7:00 P.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from January 7, 2008, County Council Meeting
- 1st Reading for Proposed Ordinance Restricting the Hours of Operation of Commercial Establishments which Allow for the On- Premises Consumption of Alcoholic Beverages
- Correspondence

3. COUNCILMEMBER'S TIME

- Councilman Mike Murphree, Resolution #08-03, In Support of South Carolina Senate Bill 856- "A Concurrent Resolution requesting the US Congress to call a Convention for the purpose of an Amendment on the Constitution of the United States to provided that no provision of the Constitution shall restrict or limit a State from Enforcing Federal Law concerning Immigration Violation"

4. GUEST

- Ms. Charlotte Allen, FY 2007 Dorchester County Audit Presentation
- Mr. Lee Moulder, Finance Director
December 2007 Financial Report
GASB 45 Compliance
- Mrs. Carolyn Tomlinson, Director of Recycling & Education, & Keep DC Beautiful Awards Presentation - "Cigarette Litter Prevention Program" National Awards, and 2007 President's Circle Recognition Award

5. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- 3rd Reading for Rezoning Request #561, Robin Jefferson; TMS# 152-11-04-011
- 3rd Reading for Rezoning Request #562, Clement Singleton, Jr.; TMS# 144-13-00-003
- 3rd Reading for Rezoning Request #563, Clement Singleton, Jr; TMS# 144-13-00-004
- 3rd Reading for Rezoning Request #564, Clement Singleton, Jr; TMS# 144-13-00-005
- 3rd Reading for Rezoning Request #566, ELG Properties, LLC; TMS# 121-00-00-185
- 3rd Reading for Rezoning Request #567, Harold Scott Baucom; TMS# 135-15-00-046
- 3rd Reading for Rezoning Request #568, Casey McKinley; TMS# 172-15-15-020
- 3rd Reading for Rezoning Request #569, Brett and Debora Henry; TMS# 135-15-00-045
- 3rd Reading for Rezoning Request #570, Brett and Debora Henry; TMS# 135-15-00-032
- 3rd Reading for Rezoning Request #571, George H. Burbage, Jr; TMS# 121-00-00-006
- 3rd Reading for Rezoning Request #573, Summit Rubber Company; TMS# 129-00-00-030
- Transfer Request Elections and Registration

COUNTY ADMINISTRATOR'S TIME CONTINUED

- Transfer Request County Auditor
- Voluntary Charitable Donations on Property Tax Bills
- Letter and Petition to Landowners Regarding DCTA Road Paving
- Recognition and Authorization to Issue Summons for Codes Violations
Hozea Clark, Codes Officer/Building Inspections,
Melissa Hopkins, Plans Reviewer and Building Inspections,
Jennifer Jeffers, Codes Officer/Business Licenses,
Harold LeaMond, Director of Planning and Zoning

6. COMMITTEE REPORTS

Chairman Richard Rosebrock, Public Safety, Health and Human Services

- Old Fort Fire Department Request ref: Apparatus Contracts

Chairman Murphree, Public Works, Property and Utilities Committee

- Public Hearing and Recommendation for 2nd Reading for proposed Ordinance regarding Acceptance of Road Maintenance Application Standards
- Beaver Dam Problem

Chairman Murphy, Planning, Development and Building Committee

- Public Hearing and Recommendation for 2nd Reading for proposed Ordinance to Amend Ordinance #04-13, As it Pertains to Boats, Trailers and Recreational Vehicles Parking, To Add: Section 10.7 Restrictions on Recreational Vehicles Parked in Residential Zoned Districts

7. APPOINTMENTS TO BOARDS AND COMMISSIONS

8. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- 3rd Reading to Ordinance #08-03 Authorizing a Fee Agreement by and between Lafarge Building Materials, Inc and Dorchester County
- Executive Session
 - Confidential Economic Development Prospects
 - Personnel Matter
 - Legal Advice
 - KG Golf/Dave Mikulski
 - Wastewater Service
 - Contractual Matters
 - St. George Wastewater
 - Quail Arbor Drainage

9. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNER

CHRISTOPHER J. MURPHY

MIKE MURPHREE

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET

ST. GEORGE, SOUTH CAROLINA 29477

(843) 563-0196 FAX (843) 563-0137

SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

MINUTES

DORCHESTER COUNTY COUNCIL DORCHESTER COUNTY SERVICES BUILDING COUNCIL CHAMBERS, SUMMERVILLE

JANUARY 22, 2008

7:10 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Willie Davis – Vice Chairman
Mr. Mike Murphree
Mr. Chris Murphy
Mr. Jamie Feltner
Mr. Richard Rosebrock
Mr. Jason Ward – County Administrator
Ms. Ashley Jacobs – Deputy County Administrator
Mr. John Frampton – County Attorney
Mrs. Sandy Lawley – Clerk to Council

ABSENT: Mr. Kenneth F. Waggoner

Chairman Hargett called the meeting to order, and Dr. Joe Wren gave the Invocation.

REQUEST TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council. No cards were filled out, but several individuals addressed Council regarding various issues, including the proposed alcohol restrictions ordinance, noise ordinance and a sign ordinance. Chairman Hargett stated that the County would look into these concerns.

Page Two
January 22, 2008
County Council Meeting

ADOPTION OF MINUTES FROM THE JANUARY 7, 2008

1. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted six in favor and one absent, to adopt the Minutes from the January 7, 2008, County Council Meeting.

Councilman Waggoner was absent.

1ST READING FOR PROPOSED ORDINANCE RESTRICTING THE HOURS OF OPERATION OF COMMERCIAL ESTABLISHMENTS WHICH ALLOW FOR THE ON- PREMISES CONSUMPTION OF ALCOHOLIC BEVERAGES

2. On the motion of Mr. Feltner, seconded by Mr. Murphy, Council voted four in favor, two opposed, and one absent, to give 1st Reading to a Proposed Ordinance Restricting the Hours of Operation of Commercial Establishments, Which Allow for the On- Premises Consumption of Alcoholic Beverages and to keep this item before Council.

Council Members Davis and Murphree opposed, and Councilman Waggoner was absent.

Major Mike Turner of Special Operations for the Sheriff's Department addressed this issue and stated that the Sheriff's Department does support this proposed Ordinance.

CORRESPONDENCE

The County Administrator informed Council that the County received a letter from SCDHEC regarding Issuance of General Mine Operating Permit. SCDHEC has issued a General Mine Operating Permit to Parkers Mine, McGraw Group, located at 0.7 miles east-northeast of the intersection of US Hwy 78 and S-19-25 (School House Road).

The County Administrator informed Council about a letter from William S. Hutto, Executive Director of Tri-County Link. Link is submitting documents to apply for FTA Section 5316 and Section 5317 grant funding, which will establish a job access shuttle service from both Berkeley and Dorchester Counties during peak service hours.

The County Administrator informed Council that the County received a letter from Don Hamburger, Chief Operating Officer, B.P. Barber & Associates, Inc., informing the County that the Lower Dorchester WWTP Expansion project was submitted for the American Council of Engineering Companies Engineering Excellence Awards competition, and the entry won an Honor Award in the Water/Wastewater Category at the State level. This is one of only six projects submitted to the national competition. Council will receive invitations for an awards presentation on February 21, 2008.

COUNCIL MEMBER'S TIME MR. MIKE MURPHREE
RESOLUTION # 08-03

3. On the motion of Mr. Murphree, seconded by Mr. Feltner, Council voted four in favor, two opposed, and one absent, to adopt Resolution #08-03, In Support of South Carolina Senate Bill 856, "A Concurrent Resolution requesting the US Congress to call a Convention for the purpose of an Amendment on the Constitution of the United States to provided that no provision of the Constitution shall restrict or limit a State from Enforcing Federal Law concerning Immigration Violation."

Council Members Murphy and Davis were opposed, and Councilman Waggoner was absent.

GUEST - MS. CHARLOTTE ALLEN

Ms. Charlotte Allen presented the FY 2007 Dorchester County Audit Report for the fiscal year, which ended on June 30, 2007, to Council. She informed Council that the County has added to the fund balance because expenditures came in under budget and revenues came in over budget. Ms. Allen went over many specific details and stated that the audit of the County went very well and the County received a "Clean Audit". In addition, Ms. Allen received and answered questions from Council.

GUEST- MR. LEE MOULDER, FINANCE DIRECTOR

Mr. Moulder presented Council with Dorchester County's Financial Report for December 2007. Mr. Moulder gave a brief overview of the report and noted certain shortfalls and various other details. In addition, he received and answered questions from Council.

In addition, Mr. Moulder addressed Council regarding GASB (Governmental Accounting Standards Board) Statement #45 Compliance, "Other Post Employment Benefits". He stated that the County was required to book its liability under GASB 45, and he provided the report and answered questions. In addition, Mr. Moulder requested Council to authorize the Administrator to execute an agreement with Gabriel, Roeder Smith & Company for \$9,500 to handle the GASB 45 Compliance.

4. On the motion of Mr. Murphy, seconded by Mr. Murphree, Council voted six in favor and one absent, to authorize the Administrator to execute an agreement with Gabriel, Roeder, Smith & Company for \$9,500 to handle the Governmental Accounting Standards Board Statement #45 Compliance, (OPEB) valuation. These funds are to come from the County Administrator's Contingency Fund.

Councilman Waggoner was absent.

GUEST MRS. CAROLYN TOMLINSON, DIRECTOR OF RECYCLING & EDUCATION, & KEEP DORCHESTER COUNTY BEAUTIFUL

Mrs. Carolyn Tomlinson made a presentation to Council of two awards, the "Cigarette Litter Prevention Program", National Awards, and the 2007 President's Circle Recognition Award. Council congratulated Mrs. Tomlinson and Keep America Beautiful for earning 3rd place nationally.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD
3RD READING FOR REZONING REQUEST #568, CASEY MCKINLEY;
TMS# 172-15-15-020

The County Administrator announced that the applicant had requested for Rezoning Request #568, Casey McKinley, TMS #172-15-15-020, to be removed.

3RD READING FOR REZONING REQUEST #561, ROBIN JEFFERSON; TMS# 152-11-04-011

5. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted six in favor and one absent, to give 3rd Reading to Rezoning Request #561, Robin Jefferson; TMS# 152-11-04-011.

Councilman Waggoner was absent.

3RD READING FOR REZONING REQUEST #562, CLEMENT SINGLETON, JR.; TMS# 144-13-00-003, REZONING REQUEST #563, CLEMENT SINGLETON, JR; TMS# 144-13-00-004, AND REZONING REQUEST #564, CLEMENT SINGLETON, JR; TMS# 144-13-00-005

6. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted six in favor and one absent, to give 3rd Reading to Rezoning Requests #562, #563, and #564, all three were for Mr. Clement Singleton, Jr.

Councilman Waggoner was absent.

3RD READING FOR REZONING REQUEST #566, ELG PROPERTIES, LLC; TMS# 121-00-00-185

7. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted six in favor and one absent, to give 3rd Reading to Rezoning Request #566, ELG Properties, LLC; TMS# 121-00-00-185.

Councilman Waggoner was absent.

Page Five
January 22, 2008
County Council Meeting

**3RD READING FOR REZONING REQUEST #567, HAROLD SCOTT
BAUCOM; TMS# 135-15-00-046**

8. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted six in favor and one absent, to give 3rd Reading to Rezoning Request #567, Harold Scott Baucom; TMS# 135-15-00-046.

Councilman Waggoner was absent.

**3RD READING FOR REZONING REQUEST #569, BRETT AND DEBORA
HENRY; TMS# 135-15-00-045**

9. On the motion of Mr. Davis, seconded by Mr. Murphree, Council voted six in favor and one absent, to give 3rd Reading to Rezoning Request #569, Brett and Debora Henry; TMS# 135-15-00-045.

Councilman Waggoner was absent.

**3RD READING FOR REZONING REQUEST #570, BRETT AND DEBORA
HENRY; TMS# 135-15-00-032**

10. On the motion of Mr. Murphree, seconded by Mr. Davis, Council voted six in favor and one absent, to give 3rd Reading to Rezoning Request #570, Brett and Debora Henry; TMS #135-15-00-032.

Councilman Waggoner was absent.

**3RD READING FOR REZONING REQUEST #571, GEORGE H.
BURBAGE, JR; TMS# 121-00-00-006**

11. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted six in favor and one absent, to give 3rd Reading to Rezoning Request #571, George H. Burbage; TMS #121-00-00-006.

Councilman Waggoner was absent.

**3RD READING FOR REZONING REQUEST #573, SUMMIT RUBBER
COMPANY; TMS# 129-00-00-030**

12. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted six in favor and one absent, to give 3rd Reading to Rezoning Request #573, Summit Rubber Company; TMS #129-00-00-030. Councilman Waggoner was absent.

COUNTY ADMINISTRATOR'S TIME – CONTINUED
TRANSFER REQUEST ELECTIONS AND REGISTRATION

13. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted six in favor and one absent, to authorize the Administrator to approve a transfer in the amount of \$52,509 to purchase Electronic Voter Registration List from Machinery and Equipment (Other), 201-1430-414-75.09 to Capital Improvements account for Machinery & Equipment (Computer), 201-1430-414-74.04.

Councilman Waggoner was absent.

TRANSFER REQUEST COUNTY AUDITOR

14. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted six in favor and one absent, to authorize the Administrator to approve a transfer of \$26,750 from personnel to operating fund programming the new school tax credit program and sales tax.

Councilman Waggoner was absent.

VOLUNTARY CHARITABLE DONATIONS ON PROPERTY TAX BILLS

15. On the motion of Mr. Murphy, seconded by Mr. Murphree, Council voted four in favor, two opposed and one absent, to remove a line for charitable donations on the personal property tax bills and to later remove the verbiage from real property tax bills.

Council Members Rosebrock and Feltner opposed, and Councilman Waggoner was absent.

LETTER TO LANDOWNERS FROM DORCHESTER COUNTY SALES TAX TRANSPORTATION AUTHORITY REGARDING ROAD PAVING

16. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted six in favor, and one absent, to approve the recommendation from the Administrator, with an amendment to the letter, to add language giving a 6 month deadline for a response from the date the letter was received, from the Dorchester County Sales Tax Transportation Authority. The reason for the letter is that the County needs dedicated easements or right-of-way along the remaining dirt roads that are identified in the one-cent sales tax for paving. Letters and petitions will be sent out requesting these donations and explaining the County will not pave or continue to motor grade roads without easements because that constitutes working on private property, which is against State Law.

Councilman Waggoner was absent.

Page Seven
January 22, 2008
County Council Meeting

COUNTY ADMINISTRATOR'S TIME – CONTINUED

RECOGNITION AND AUTHORIZATION TO ISSUE SUMMONS FOR CODES VIOLATIONS

17. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted six in favor and one absent, to appoint and commission the following people to issue summons for codes violations: Hozea Clark, Codes Officer/Building Inspections, Melissa Hopkins, Plans Reviewer and Building Inspections, Jennifer Jeffers, Codes Officer/Business Licenses, and Harold LeaMond, Director of Planning and Zoning.

Councilman Waggoner was absent.

COMMITTEE REPORTS

CHAIRMAN RICHARD ROSEBROCK, PUBLIC SAFETY, HEALTH AND HUMAN SERVICES REPORT

OLD FORT FIRE DEPARTMENT REQUEST REF: APPARATUS CONTRACTS

18. Chairman Rosebrock stated that the Committee discussed Old Fort Fire Department's request regarding apparatus contracts and the Committee's recommendation to Council was to deny the request of assigning the trucks purchased to specific Districts for the life of the vehicles or duration of the County's contract with them for fire service in those areas. Council voted six in favor and one absent on the recommendation.

Councilman Waggoner was absent.

OTHER BUSINESS

In addition, Chairman Rosebrock stated that the Committee discussed several other items that would be addressed by the County Administrator. The first item was regarding a letter from Mr. Michael Hart of the SPCA concerning the impoundment of horses. The second was a complaint on the Miler property regarding the cleanup of the area around the property. The third was a complaint about clients of the Alcohol and Drug Commission smoking at the main entrance of the Services Building in Summerville. Mr. Ward stated that he would address all of these items.

CHAIRMAN MIKE MURPHREE, PUBLIC WORKS, PROPERTY AND UTILITIES COMMITTEE REPORT
PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING FOR PROPOSED ORDINANCE REGARDING ACCEPTANCE OF ROAD MAINTENANCE APPLICATION STANDARDS

19. Chairman Murphree reported that the Committee held a Public Hearing for a proposed Ordinance regarding the Acceptance of Road Maintenance Application Standards and the Committee's recommendation to Council was to give 2nd Reading for this proposed Ordinance with several changes. The proposed changes were recommended to be made to Section II, STANDARDS, b. Existing Roads, item number 2, stating the following: Prior to the acceptance of such petition, however, the Public Works Department shall inspect the road proposed for maintenance to insure that it is constructed of stabilized aggregate base course eight (8") inches uniform thickness, without surfacing, said base course to be a minimum of twenty (20') feet in width, together with adequate ditch sections. Council voted six in favor and one absent on the recommendation.

Councilman Waggoner was absent.

BEAVER DAM PROBLEM

Chairman Murphree reported that Mr. Jim Simpson, Public Works Superintendent, updated the Committee on the actions taken to break up dams and prevent beaver related flooding between October and January (year-to-date). He also stated that the County should have a license to trap beavers by next week. This was for information only.

MINING OPERATION AND TRUCK TRAFFIC ON LIMESTONE ROAD

20. Chairman Murphree reported that the Committee's discussed Council sending a letter to the South Carolina Department of Health and Environmental Control regarding the issuance of a "Mine Operation Permit", issued on Limestone Road. The concern was that the road could not withstand the truck traffic associated with this type of operation. The Committee's recommendations to Council are to send this letter from the Chairman on behalf of Council and in addition, to hold a Public Hearing making the public aware of this situation. Council voted six in favor and one absent on these recommendations.

Councilman Waggoner was absent.

PUBLIC WORKS REPORT CONTINUED

Chairman Murphree stated that the Committee also removed "The Transfer of State Roads to County" from the Committee item listing. In addition, he stated that the Committee would address the issue of Striping of Roads in Summerset Acres at the next meeting and schedule a joint meeting with the PDB Committee on the Restrictions/Regulations on Curb Cuts and Signage on SIB/DCTA Roads.

ADDITION TO BEAVER DAM ISSUE

Chairman Murphree stated that the County Attorney needed to prepare a permission document for ingress and egress on private property in order to address the beaver dam issue. The Administrator stated that he would have the County Attorney prepare the necessary document.

**CHAIRMAN CHRIS MURPHY, PLANNING, DEVELOPMENT, AND
BUILDING COMMITTEE
PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING FOR
PROPOSED ORDINANCE TO AMEND ORDINANCE #04-13, AS IT
PERTAINS TO BOATS, TRAILERS AND RECREATIONAL VEHICLES
PARKING, TO ADD: SECTION 10.7 RESTRICTIONS ON
RECREATIONAL VEHICLES PARKED IN RESIDENTIAL ZONED
DISTRICTS**

21. Chairman Murphy reported that a Public Hearing was held for a proposed Ordinance to Amend Ordinance #04-13, As it Pertains to Boats, Trailers and Recreational Vehicles Parking, To Add: Section 10.7 Restrictions on Recreational Vehicles Parked in Residential Zoned Districts. Chairman Murphy stated that nineteen citizens addressed the Committee at the Public Hearing and no citizens were in favor of the proposed Ordinance and the Committee's recommendation to Council was to deny 2nd Reading. Council voted six in favor and one absent, on the recommendation.

Councilman Waggoner was absent.

**APPOINTMENTS TO BOARDS AND COMMISSIONS
DORCHESTER COUNTY PLANNING BOARD**

22. On the motion of Mr. Rosebrock, seconded by Mr. Feltner, Council voted three in favor, three opposed, and one absent, to appoint Mrs. Sue Wehman, as Councilman Rosebrock's appointment to the Dorchester County Planning Board. The motion failed. Council Members Murphy, Davis, and Murphree opposed and Councilman Waggoner was absent.

COUNTY ATTORNEY'S TIME
3RD READING TO ORDINANCE #08-03 AUTHORIZING A FEE
AGREEMENT BY AND BETWEEN LAFARGE BUILDING MATERIALS,
INC., AND DORCHESTER COUNTY

23. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted six in favor and one absent, to give 3rd Reading to Ordinance #08-03, Authorizing a Fee Agreement by and between Lafarge Building Materials, Inc. and Dorchester County.

Councilman Waggoner was absent.

REQUEST FOR EXECUTIVE SESSION

The County Attorney made a request for Council's consideration to enter into executive session to discuss several confidential economic development prospects and a personnel matter, to give legal advice regarding KG Golf, wastewater service, and to discuss two contractual matters, those being St. George Wastewater Treatment Facility and Quail Arbor drainage.

EXECUTIVE SESSION 9:00 P.M.

24. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted six in favor and one absent, to enter into Executive Session.

Councilman Waggoner was absent.

RECONVENE FROM EXECUTIVE SESSION 11:10 P.M.

The County Attorney reported that in Executive Session, Council discussed all items previously announced except for the issue regarding Quail Arbor drainage, and no action was taken on any of the items.

ECONOMIC DEVELOPMENT PROJECT

25. On the motion of Mr. Rosebrock, seconded by Mr. Davis, Council voted six in favor and one absent, to provide tax credits to Robert Bosch for \$153,398 for the January 2007 payment due to Robert Bosch to assist the firm with the installation of a water line.

Councilman Waggoner was absent.

ECONOMIC DEVELOPMENT PROJECT #07-049

26. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted six in favor and one absent, to assist Project #07-049, by providing additional tax credits in the amount of \$25,000 (spread over five years) to assist with infrastructure acquired by the project. Dorchester County is please to be supportive of the projects of this special nature and trusts that the Dorchester site would be selected and that an announcement would be forthcoming. If chosen for the project, 60 jobs would be added over the next three to five years.

Councilman Waggoner was absent.

ECONOMIC DEVELOPMENT PROJECT #05-51

27. On the motion of Mr. Davis, seconded by Mr. Rosebrock, Council voted six in favor and one absent, to award Project #05-51 additional property tax credits of \$52,000 to spread over the first nine years of the project, in order to complete infrastructure at the site. An announcement is expected in the spring in Harleyville.

Councilman Waggoner was absent.

HIRING OF A PUBLIC WORKS DIRECTOR

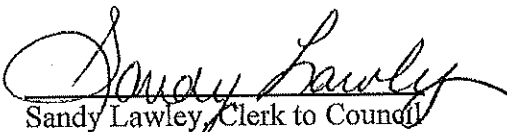
28. On the motion of Mr. Feltner, seconded by Mr. Davis, Council voted four in favor, two abstentions, and one absent, to authorize the County Administrator to hire the new Public Works Department Director at a salary of \$92,908.

Council Members Rosebrock and Murphy abstained and Councilman Waggoner was absent.

ADJOURNMENT 11:15 P.M.

29. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted six in favor and one absent to adjourn.

Councilman Waggoner was absent.


Sandy Lawley, Clerk to Council

AGENDA
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
FEBRUARY 4, 2008
7:00 P.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from January 22, 2008, County Council Meeting
- Public Hearing and 2nd Reading to Proposed Ordinance Amending the Dorchester County Ordinance #07-29, to include the Applicability thereof to Residential Multi-Family Development and to Further Provide for Additional Exclusions From the Applicability of the Ordinance
- County Acceptance of the Following State Roads:
 - Parlor Drive (S-259), Old Fort Road (S-662), Harold Road (S-749)
 - Holbrook Drive (S-750), Ronald Drive (S-751), Old Fort Road (S-748)
- Correspondence

3. GUEST

- Dr. Kay Phillips, Children in Crisis 2007 Update
- Mrs. Charlene Snowden, Public Defender's Office
- Mr. Lee Moulder, Finance Director
 - Response to FY07 Annual Audit Findings and Management Letter

4. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- 3rd Reading for Ordinance #08-04, Amending the Dorchester County Road Maintenance Ordinance #97-12 Pertaining to the Standards for Maintaining Existing Roads
- Sheriff's Request to Purchase other Car Models
- Approval of Law Enforcement Mutual Aid Agreements between Dorchester and Charleston Counties, and Dorchester and Colleton Counties
- Request for 1st Reading for the following Rezoning Requests:
 - Rezoning Request #554**, Joe & Virginia Von Dohlen, TMS #172-15-15-009
 - Rezoning Request #574**, BFH Builders LLC; TMS #'s 135-12-02-016, 135-12-02-017, 135-12-02-018, 135-12-02-019, 135-12-02-020, 135-12-02-021, 135-12-02-022, 135-12-02-023, 135-12-02-024, 135-12-02-025, 135-12-02-026, 135-12-02-027, 135-12-02-028
 - Rezoning Request #575**, Dr. Allen Blalock; TMS #008-00-00-085,
 - Rezoning Request #576**, John Payne; TMS #153-14-01-088
 - Rezoning Request #577**, John Payne; TMS #153-14-01-089
 - Rezoning Request #578**, Arthur Bryngelson, TMS #153-00-00-056
 - Rezoning Request #579**, Daniel A. Ricigliano, Jr.; TMS #161-04-01-009

4. COUNTY ADMINISTRATOR'S TIME- CONTINUED

Rezoning Request #580, Randa Properties, LLC; TMS #'s 200-00-00-015 & 200-00-00-016

Rezoning Request #581, Elliot Locklair, Locklair Consulting, TMS #'s 122-00-00-149, -150 & -151

Rezoning Request #583, Dorchester County Council, TMS #129-15-01-009
-Planning Commission Recommendation on Proposed Mining Ordinance
-Adoption of Resolution #08-04 "Reimbursement Resolution for E911 Lease"

5. COMMITTEE REPORTS

Chairman Murphree, Public Works, Property and Utilities Committee

- County Road Maintenance Petition – Winger Lane
- Striping of Roads in Summerset Acres
- Petition for Removal of Stop Signs in Indian Springs Subdivision

Chairman Hargett, Water and Sewer Committee

- New High School Water Line and Pump Station
- Recommendation for Approval of the Cathedral of Praise Water Line Project
- Recommendation for Approval of Wastewater Service for McKewn Plantation Phase 13 Centex Homes
- Recommendation for Approval of Wastewater for Palmetto Park Apartments

6. APPOINTMENTS TO BOARDS AND COMMISSIONS

7. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- Executive Session
- Confidential Economic Development Projects
- Legal Advice
 - Insurance Claim
- Contractual Matters
 - Quail Arbor Drainage/Everett Knight

8. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNER

CHRISTOPHER J. MURPHY

MIKE MURPHREE

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET
ST. GEORGE, SOUTH CAROLINA 29477
(843) 563-0196 FAX (843) 563-0137
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MINUTES
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
FEBRUARY 4, 2008
7:00 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Willie Davis – Vice Chairman
Mr. Kenneth F. Waggoner
Mr. Chris Murphy
Mr. Mike Murphree
Mr. Jamie Feltner
Mr. Richard Rosebrock
Mr. Jason Ward – County Administrator
Ms. Ashley Jacobs – Deputy County Administrator
Mr. John Frampton – County Attorney
Mrs. Sandy Lawley – Clerk to Council

Chairman Hargett called the meeting to order, and Mr. Ward gave the Invocation.

REQUEST TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council. The following citizens replied.

- Ms. Margaret Goodwine addressed Council regarding the paving of Summers Drive.
- Ms. Agnes Morrison addressed Council regarding the appointments by Council Members to Boards and Commissions.

- Mr. Phillip Ford addressed Council regarding the request for permit fee waivers. Item placed in the Sewer and Water Committee by the Chairman.
- Mr. Robbie Robbins addressed Council regarding Children in Crisis and expressed his thanks to Council for their support of this non-profit organization.

ADOPTION OF MINUTES FROM THE JANUARY 22, 2008

1. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted unanimously to adopt the Minutes from the January 22, 2008, County Council Meeting.

PUBLIC HEARING AND 2ND READING FOR A PROPOSED ORDINANCE AMENDING THE DORCHESTER COUNTY ORDINANCE #07-29, TO INCLUDE THE APPLICABILITY THEREOF TO RESIDENTIAL MULTI-FAMILY DEVELOPMENT AND TO PROVIDE FOR ADDITIONAL EXCLUSIONS

Chairman Hargett opened the Public Hearing to receive public comments on an Ordinance "Amending the Dorchester County Ordinance #07-29, to include the Applicability thereof to Residential Multi-Family Development and to Further Provide for Additional Exclusions from the Applicability of the Ordinance". Two citizens addressed Council, one in favor of the Ordinance and another spoke with regard to the Ordinance concerning restrictions placed on heirs' property.

Hearing no further comments, Chairman Hargett closed the Public Hearing.

2. Mr. Feltner motioned, seconded by Mr. Rosebrock, to give 2nd Reading to the proposed Ordinance, Amending the Dorchester County Ordinance #07-29, to include the Applicability thereof to Residential Multi-Family Development and to Further Provide for Additional Exclusions From the Applicability of the Ordinance.
3. Mr. Waggoner motioned to amend the main motion, Mr. Murphree seconded it, Council voted four in favor, and three opposed, to amend the proposed Ordinance to include the addition to exclude heirs' property from this proposed Ordinance.

Council Members Rosebrock, Feltner and Hargett opposed.

4. Mr. Murphree motioned, seconded by Mr. Rosebrock, and Council voted six in favor and one opposed, to give 2nd Reading to the proposed Ordinance, "Amending the Dorchester County Ordinance #07-29, to include the Applicability thereof to Residential Multi-Family Development and to Further Provide for Additional Exclusions from the Applicability of the Ordinance" as amended.

Councilman Murphy opposed.

**COUNTY ACCEPTANCE OF THE FOLLOWING STATE ROADS:
PARLOR DRIVE (S-259), OLD FORT ROAD (S-662), HAROLD ROAD (S-749), HOLBROOK DRIVE (S-750), RONALD DRIVE (S-751), OLD FORT ROAD (S-748)**

Chairman Hargett introduced Mr. Lester Dempsey, member of the Dorchester County Transportation Committee, and Mr. Donnie Dukes with Davis and Floyd, Project Manager for the One Cent Sales Tax Transportation Authority, to address Council on this requested project. Mr. Dempsey and Mr. Dukes explained the reason for the request and the potential savings on the widening projects.

5. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted six in favor, and one absent, to refer this item to the Public Works, Property, and Utilities Committee for further consideration regarding the County's acceptance of the following State Roads: Parlor Drive (S-259), Old Fort Road (S-662), Harold Road (S-749), Holbrook Drive (S-750), Ronald Drive (S-751), Old Fort Road (S-748). It was stated that this item would be discussed at the next scheduled Public Works, Property, and Utilities Committee Meeting.

Councilman Waggoner was absent when this vote was taken.

CORRESPONDENCE

The County Administrator informed Council that the County received notification from Holcim (Cement) that the name of Energis, LLC has been changed to Geocycle, LLC. This Dorchester County company provides fuel to Holcim in Holly Hill.

The County Administrator informed Council that the County received notification from the South Carolina Department of Health and Environmental Control, Bureau of Land and Waste Management, Division of Mining and Solid Waste Management, reference the issuance of a General Mine Operating Permit. This requires any comments or inquiries by February 19, 2008. The proposed location is approximately .5 mile southeast of Harleyville, SC and more specifically located .9 mile southeast of junction S-18-248 (Salem Road), and S-18-25 (Zion Road).

The County Administrator informed Council that the County received notification from the South Carolina Department of Health and Environmental Control, Bureau of Land and Waste Management, Division of Mining and Solid Waste Management, in reference to the issuance of a General Mine Operating Permit (GP1-001821) for Paragon Development, LLC, Crown Castle Mine, Dorchester County (062-00-00-017). The proposed mine location is in Dorchester County approximately 2 miles southeast of Harleyville. The site is located .7 miles west-northwest of the junction of US Highway 178, and SC Secondary Highway S18-139 (Taylor Pond Road).

GUESTS

DR. KAY PHILIPS, DORCHESTER CHILDREN IN CRISIS

Dr. Kay Philips presented the accomplishments and gave an update on Dorchester Children in Crisis for 2007. Council was provided with a report, "Children in Crisis Update 2007". In addition, Dr. Phillips thanked Council for all of their support.

PUBLIC DEFENDER'S OFFICE

The Public Defender's Office chose not to address Council at tonight's meeting.

Chairman Hargett recognized Representative Patsy Knight and Senator John Matthews.

MR. LEE MOULDER, FINANCE DIRECTOR

Mr. Moulder presented the response to "FY07 Annual Audit Findings and Management Letter". He provided the plan of action that was in progress to address the concerns raised in the audit. He assured Council that all items would be addressed.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

**3RD READING FOR ORDINANCE #08-04, AMENDING THE
DORCHESTER COUNTY ROAD MAINTENANCE ORDINANCE #97-12
PERTAINING TO THE STANDARDS FOR MAINTAINING EXISTING
ROADS**

6. On the motion of Mr. Davis, seconded by Mr. Murphree, Council voted unanimously to give 3rd Reading for Ordinance #08-04, Amending the Dorchester County Road Maintenance Ordinance #97-12 Pertaining to the Standards for Maintaining Existing Roads. This amendment adds the requirement of having 8 inches of base course, inspection by Public Works, and a minimum dedication of 20 feet of right-of way before a road is accepted for County maintenance.

SHERIFF'S REQUEST TO PURCHASE OTHER CAR MODELS

7. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to deny the request of the Sheriff's Office to reconsider purchasing Dodge Charger patrol units instead of Ford Crown Victoria patrol units. Based upon staff's review of this request, it was recommended that the county continue to purchase Crown Victoria patrol units budgeted in the Vehicle Replacement Plan.

COUNTY ADMINISTRATOR'S TIME- CONTINUED

**APPROVAL OF LAW ENFORCEMENT MUTUAL AID AGREEMENTS
BETWEEN DORCHESTER AND CHARLESTON COUNTIES AND
DORCHESTER AND COLLETON COUNTIES**

8. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted unanimously for the approval of Law Enforcement Mutual Aid Agreements between Dorchester County and Charleston County, and Dorchester County and Colleton County.

**REQUEST FOR 1ST READING FOR THE FOLLOWING REZONING
REQUESTS:**

9. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to give 1st Reading to Rezoning Requests #554, 574, 575, 576, 577, 578, 579, 580, and 581, and to refer these requests to the Planning, Development, and Building Committee for further consideration.

Rezoning Request #554, Joe & Virginia Von Dohlen, TMS #172-15-15-009
Rezoning Request #574, BFH Builders LLC; TMS #'s 135-12-02-016, 135-12-02-017, 135-12-02-018, 135-12-02-019, 135-12-02-020, 135-12-02-021 135-12-02-022, 135-12-02-023, 135-12-02-024, 135-12-02-025, 135-12-02-026, 135-12-02-027, 135-12-02-028 -
Rezoning Request #575, Dr. Allen Blalock; TMS #008-00-00-085,
Rezoning Request #576, John Payne; TMS #153-14-01-088
Rezoning Request #577, John Payne; TMS #153-14-01-089
Rezoning Request #578, Arthur Bryngelson, TMS #153-00-00-056
Rezoning Request #579, Daniel A. Ricigliano, Jr.; TMS #161-04-01-009
Rezoning Request #580, Randam Properties, LLC; TMS #'s 200-00-00-015 & 200-00-00-016
Rezoning Request #581, Elliot Locklair, Locklair Consulting, TMS #'s 122-00-00-149, 122-00-00-150 & 122-00-00-151

**REZONING REQUEST #583, DORCHESTER COUNTY COUNCIL, TMS
#129-15-01-009**

10. On the motion of Mr. Murphree, seconded by Mr. Murphy, Council voted five in favor, one opposed, and one abstention, to deny 1st Reading to Rezoning Request #583, Dorchester County Council, TMS #129-15-01-009.

Councilman Waggoner abstained.

COUNTY ADMINISTRATOR'S TIME- CONTINUED

**PLANNING COMMISSION RECOMMENDATION ON PROPOSED
MINING ORDINANCE**

11. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to follow the Planning Commission's recommendation for County Council to appoint an Ad-hoc Committee, with Council, the Planning Commission and mining and DNR representatives, but to refer this item to the Planning, Development and Building Committee first to look at the Rules of Council regarding the makeup of Ad-hoc Committees appointed by Council.

**ADOPTION OF RESOLUTION #08-04 "REIMBURSEMENT
RESOLUTION FOR E911 LEASE"**

12. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to adopt Resolution #08-04, "Reimbursement Resolution for E911 Lease". This Reimbursement Resolution allows the General Fund to be reimbursed with lease proceeds. County Council has approved this project and the PSAP (public safety answering point) is now operable.

COMMITTEE REPORTS

**CHAIRMAN MIKE MURPHREE, PUBLIC WORKS, PROPERTY AND
UTILITIES COMMITTEE**

COUNTY ROAD MAINTENANCE PETITION FOR WINGER LANE

Chairman Murphree reported that the Committee discussed the request concerning the County Road Maintenance Petition for Winger Lane. Chairman Murphree stated that the Committee tabled the item and it would stay in the Committee for further consideration.

STRIPING OF ROADS IN SUMMERSET ACRES

Chairman Murphree reported that the Committee received an update on the striping of roads in Summerset Acres.

**PUBLIC WORKS, PROPERTY AND UTILITIES COMMITTEE REPORT
CONTINUED**

**PETITION FOR REMOVAL OF STOP SIGNS IN INDIAN SPRINGS
SUBDIVISION**

Chairman Murphree reported that the Committee discussed a petition that the County received for removal of stop signs in Indian Springs Subdivision. He explained that the County installed stop signs at Navaho Boulevard and Mohican Circle. Now, residents in Indian Springs signed a petition to have the signs removed. Chairman Murphree reported that under Ordinance #07-10, the Public Works Department was now authorized and empowered to designate any intersection as a stop intersection. He stated that the Administrator would have the Public Works Director determine if the signs are warranted and act accordingly.

NEW AND OTHER BUSINESS

**RECOMMENDATION FOR 1ST READING OF A PROPOSED
ORDINANCE "MOVEMENT OF MOBILE HOMES IN THE
JURISDICTION OF DORCHESTER COUNTY"**

13. Chairman Murphree reported the Committee's unanimous recommendation was for a proposed Ordinance be drafted by the County Attorney, entitled "Movement of Mobile Homes in the Jurisdiction of Dorchester County", modeled after a Colleton County Ordinance regarding movement of mobile homes. In addition, for this proposed Ordinance to be given 1st Reading and referred back to the Committee for a Public Hearing and further recommendation. Council voted unanimously in favor of the recommendation. Chairman Murphree stated that the Colleton County Ordinance would be used as a model for this proposed Ordinance for Council's review.

MAINTENANCE OF KNIGHT'S AVENUE IN PINE HILL ACRES

Chairman Murphree reported that the Committee had requested staff to get additional information regarding the maintenance of Knight's Avenue in Pine Hill Acres, and for this item to be addressed at the next Public Works, Property, and Utilities Committee meeting.

YERBY ROAD

Chairman Murphree stated that the Committee discussed the request for maintenance of Yerby Road, and it would be addressed at the next Public Works, Property, and Utilities Committee meeting.

Chairman Hargett passed the gavel to Vice Chairman Davis, and then gave his Committee report.

**CHAIRMAN LARRY HARGETT, WATER AND SEWER COMMITTEE
NEW HIGH SCHOOL WATER LINE AND PUMP STATION**

Chairman Hargett reported that the Water and Sewer Committee discussed the new high school water line and pump station, and both projects are on track. The County was able to save \$57,000 by going with a water line instead of wells. He stated this was for Council's information only and no action was required.

**RECOMMENDATION FOR APPROVAL OF THE CATHEDRAL OF
PRAISE WATER LINE PROJECT**

14. Chairman Hargett reported that the Water and Sewer Committee discussed this issue and the Committee's recommendation to Council was for approval of the Cathedral of Praise water line project. He stated that staff also recommends this project. Council voted unanimously in favor of the recommendation.

**RECOMMENDATION FOR APPROVAL OF WASTEWATER SERVICE
FOR MCKEWN PLANTATION PHASE 13 CENTEX HOMES**

15. Chairman Hargett reported that the Water and Sewer Committee's recommendation to Council was for approval to provide wastewater service for McKewn Plantation, Phase 13 Centex Homes. He stated that the capacity was available and staff recommended serving this 47 home project in the City of North Charleston, off Patriots Parkway in Wescott Plantation. Council voted five in favor, and two opposed, on the Committee's recommendation for approval.

Council Members Feltner and Rosebrock opposed.

**RECOMMENDATION FOR APPROVAL OF WASTEWATER SERVICE
FOR PALMETTO PARK APARTMENTS**

16. Chairman Hargett stated that the Water and Sewer Committee's recommendation to Council was for approval to provide wastewater service for Palmetto Park Apartments. He stated that the capacity was available and staff recommended serving this 209 unit apartment complex in the City of North Charleston near Dorchester Road and Park Forest Parkway. Council voted five in favor, and two opposed, on the Committee's recommendation.

Council Members Feltner and Rosebrock opposed.

Vice Chairman Davis passed the gavel back to Chairman Hargett.

APPOINTMENTS TO BOARDS AND COMMISSIONS

DORCHESTER COUNTY LIBRARY BOARD

17. On the motion of Mr. Rosebrock, seconded by Mr. Murphy, Council voted unanimously to reappoint Mr. James G. Moore to the Dorchester County Library Board.

DORCHESTER COUNTY BOARD OF ZONING APPEALS

18. On the motion of Mr. Rosebrock, seconded by Mr. Feltner, Council voted five in favor, and two opposed, to appoint Mr. James D. McGraw to the Dorchester County Zoning Board of Appeals.

Council Members Murphy and Murphree opposed.

DORCHESTER COUNTY LIBRARY BOARD

19. On the motion of Mr. Feltner, seconded by Mr. Murphy, Council voted unanimously to reappoint Mr. Jim Neal to the Dorchester County Library Board.

DORCHESTER COUNTY LIBRARY BOARD

20. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted unanimously to appoint Ms. Linda Enzor to the Dorchester County Library Board.

Mr. Ward also noted several additional appointments that are needed when Council is ready to make the appointments.

COUNTY ATTORNEY'S TIME
REQUEST FOR EXECUTIVE SESSION

The County Attorney made a request for Council's consideration to enter into executive session to discuss several confidential economic development prospects, to receive legal advice concerning an insurance claim, and to discuss a contractual matter concerning Quail Arbor Drainage/Everett Knight.

EXECUTIVE SESSION 8:15 P.M.

21. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to enter into Executive Session.

RECONVENE FROM EXECUTIVE SESSION 10:15 P.M.

The County Attorney reported that in Executive Session, Council discussed three confidential economic development prospects, received legal advice concerning a pending insurance claim, and discussed a contractual matter dealing with Mr. Knight and the Quail Arbor drainage, and no actions were taken on any of these items.

OPTION III (REVISED) REFERENCE A PUMP STATION

22. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted six in favor, and one absent, to authorize the County Administrator to move forward with Option III, the revised option, regarding the upgrade of pump station #4, as outlined in the "Technical Memorandum" from BP Barber, dated January 31, 2008.

Councilman Waggoner was absent.

ADJOURNMENT 10:20 P.M.

23. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted six in favor and one absent, to adjourn.

Councilman Waggoner was absent.

Sandy Lawley, Clerk to Council

**AGENDA
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
FEBRUARY 19, 2008
7:00 P.M.**

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from February 4, 2008, County Council Meeting
- Public Hearing Issuance of a General Mine Operating Permit for McCraw Group, Parkers Mine by SCDHEC –located at 0.7 miles east-northeast of the intersection of US Hwy 78 and S-19-25 (School House Road, Dorchester)
- Public Hearing and 2nd Reading on Proposed Ordinance Restricting the Hours of Operation of Commercial Establishments which Allow for the On- Premises Consumption of Alcoholic Beverages
- Correspondence

3. GUEST

- Representative Patsy Knight and Senator John Matthews – Check Presentation Upper Dorchester Economic Development Fund
- Mr. David Ginn, Charleston Regional Development Alliance, Economic Development Update
- Ms. Mary Mosqueda, Compensation Practice Leader, Lockton Group presentation Compensation and Classification Study for Dorchester County

4. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- Request from the Dorchester County Sales Tax Transportation Authority for County Council to approve condemning the following tracts for the following projects:

Berlin G. Myers Parkway

- Tract # 74A- TMS# 144-00-00-070
- Tract #99- TMS# 145-00-00-006
- Tract # 104- TMS# 145-02-11-003
- Tract # 106- TMS# 145-05-01-014
- Tract # 119- TMS# 145-02-08-001

Upper Summers Road

- Tract # 8- TMS# 175-00-00-026
- Tract # 9- TMS# 167-00-00-005
- Tract # 11- TMS# 167-00-00-003
- Tract # 12- TMS# 167-00-00-009
- Tract # 22- TMS# 168-00-00-008

4. COUNTY ADMINISTRATOR'S TIME

Gum Branch Road

- Tract # 5- TMS# 081-00-00-196
- Tract # 7- TMS# 081-00-00-198
- Tract # 8- TMS# 081-00-00-085
- Tract # 9- TMS# 081-00-00-197

Farmers Market Road

- Tract # 17- TMS# 033-00-00-227
- Letter Requesting Right-of-Way for One Cent Sales Tax Dirt Road Paving Projects
- Authorization for Lease Agreement Extension for Summerville DJJ Office

5. COMMITTEE REPORTS

Chairman Murphree, Public Works, Property and Utilities Committee Report

- Maintenance of Knight's Avenue in Pine Hill Acres
- Striping of Roads in Summerset Acres
- Old Spell Road
- Charlie Lane
- County's acceptance of State Roads: Parlor Drive (S-259), Old Fort Road (S-662), Harold Road (S-749), Holbrook Drive (S-750), Ronald Drive (S-751), Old Fort Road (S-748)
- Yerby Road

Chairman Hargett, Water and Sewer Committee Report

- Recommendation for Sewer Service for Banks Construction, TMS# 129-00-00-064

6. APPOINTMENTS TO BOARDS AND COMMISSIONS

7. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- Executive Session
 - Confidential Economic Development Projects
 - Legal Advice
 - Bacon's Bridge Road Park Property
 - Dorchester County Sheriff's Department Audit
- Contractual Matters
 - One Cent Transportation Sales Tax
 - St. George Wastewater Treatment Plant

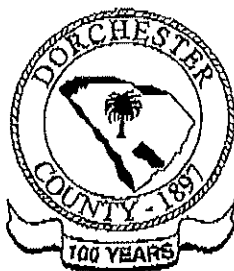
8. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNER

CHRISTOPHER J. MURPHY

MIKE MURPHREE

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET

ST. GEORGE, SOUTH CAROLINA 29477

(843) 563-0196 FAX (843) 563-0137

SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

MINUTES

DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
FEBRUARY 19, 2008
7:00 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Willie Davis – Vice Chairman
Mr. Mike Murphree
Mr. Chris Murphy
Mr. Jamie Feltner
Mr. Richard Rosebrook
Mr. Kenneth F. Waggoner
Mr. Jason Ward – County Administrator
Ms. Ashley Jacobs – Deputy County Administrator
Mr. John Frampton – County Attorney
Mrs. Gina R. Sams – Sr. Admin. Asst. to Council

Chairman Hargett called the meeting to order and Reverend Clay Shook gave the Invocation.

REQUEST TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council. The following citizens spoke:

-Mr. Wayne Minor requested Council to release his parcel located on Droze Road, TMS # 136-00-00-093 from the County's sewer jurisdiction, since the property was annexed into the Town of Summerville. Mr. Minor also requested a letter to be forwarded to him, stating the property has been released from the County's Sewer jurisdiction.



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February 19, 2008
County Council Meeting

REQUEST TO ADDRESS COUNCIL

Chairman Hargett reported that Mr. Minor's request would be placed into the Water & Sewer Committee and be placed on the Committee's next meeting agenda.

Ms. Lisa Wagner, resident of Dorchester County, addressed Council regarding safety concerns relative to Ordinance #07-10, whereby signs were placed on County roads in Legend Oaks Subdivision, prohibiting parking in certain areas. Ms. Wagner also provided a letter from Mr. Richard Minassian, past President of the Legend Oaks Homeowners Association, and a petition from the residents in Legend Oaks requesting the removal of the signs.

ADOPTION OF MINUTES FROM THE FEBRUARY 4, 2008

1. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted unanimously, to adopt the Minutes from the February 4, 2008, County Council Meeting.

PUBLIC HEARING ISSUANCE OF A GENERAL MINE OPERATING PERMIT FOR MCCRAW GROUP, PARKERS MINE BY SCDHEC, LOCATED AT 0.7 MILES EAST-NORTHEAST OF THE INTERSECTION OF US HWY 78 AND S-19-25 (SCHOOL HOUSE ROAD, DORCHESTER)

Chairman Hargett opened the Public Hearing to receive comments; hearing no comments the Public Hearing was closed and no actions were taken.

PUBLIC HEARING 2ND READING ON PROPOSED ORDINANCE RESTRICTING THE HOURS OF OPERATION OF COMMERCIAL ESTABLISHMENTS WHICH ALLOW FOR THE ON- PREMISES CONSUMPTION OF ALCOHOLIC BEVERAGES

Chairman Hargett opened the Public Hearing to receive comments.

The following citizens provided comments:

-Ms. Doris Asbill spoke in favor of the proposed ordinance.

-Major Mike Turner reported a meeting that was held between bar owners and members of County Council. The Bar owners proposed a self governing strategy where they would voluntarily close their establishments at 3:00 a.m.

-Mr. Elliott Marsh, owner of Club Echelon, reported that all five bars (J.C.'s, H2O, Steve's Place, Club Echelon, and Brandy's) have agreed to voluntarily close at 3:00 a.m.

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County Council Meeting

**PUBLIC HEARING 2ND READING ON PROPOSED ORDINANCE
RESTRICTING THE HOURS OF OPERATION OF COMMERCIAL
ESTABLISHMENTS WHICH ALLOW FOR THE ON- PREMISES
CONSUMPTION OF ALCOHOLIC BEVERAGES -CONTINUED**

2. On the motion of Mr. Feltner, seconded by Mr. Rosebrock, Council voted unanimously, to give 2nd Reading for Proposed Ordinance Restricting the Hours of Operation of Commercial Establishments, Which Allow for the On-Premises Consumption of Alcoholic Beverages and to keep this ordinance before Council indefinitely.

CORRESPONDENCE

There were no correspondences reported.

**GUEST- REPRESENTATIVE PATSY KNIGHT AND SENATOR JOHN
MATTHEWS - CHECK PRESENTATION UPPER DORCHESTER
ECONOMIC DEVELOPMENT FUND**

Senator Matthew and Representative Knight were unable to attend, as scheduled, to make the check presentation to County Council.

**GUEST- MR. DAVID GINN, CHARLESTON REGIONAL
DEVELOPMENT ALLIANCE, ECONOMIC DEVELOPMENT UPDATE**

Mr. Ginn presented a report of the Alliance's activity covering September 1, 2007, thru December 31, 2007.

**GUEST- MS. MARY MOSQUEDA, COMPENSATION PRACTICE
LEADER, LOCKTON GROUP PRESENTATION COMPENSATION AND
CLASSIFICATION STUDY FOR DORCHESTER COUNTY**

Ms. Melissa To with Lockton Group provided a presentation on the Compensation and Classification Study. The presentation explained the process of the study and provided an implementation plan.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD
DORCHESTER COUNTY SALES TAX TRANSPORTATION
AUTHORITY'S RECOMMENDATION FOR APPROVAL OF
CONDEMNATIONS

Mr. Ward reported the Dorchester County Sales Tax Transportation Authority's recommendation for Council to approve condemning the following tracts for the following projects:

Berlin G. Myers Parkway

Tract # 74A- TMS# 144-00-00-070
Tract # 99- TMS# 145-00-00-006
Tract # 104- TMS# 145-02-11-003
Tract # 106- TMS# 145-05-01-014
Tract # 119- TMS# 145-02-08-001

Upper Summers Drive

Tract # 8- TMS# 175-00-00-026
Tract # 9- TMS# 167-00-00-005
Tract # 11- TMS# 167-00-00-003
Tract # 12- TMS# 167-00-00-009
Tract # 22- TMS# 168-00-00-008

Gum Branch Road

Tract # 5- TMS# 081-00-00-196
Tract # 7- TMS# 081-00-00-198
Tract # 8- TMS# 081-00-00-085
Tract # 9- TMS# 081-00-00-197

Farmers Market Road

Tract # 17- TMS# 033-00-00-227

3. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted four in favor, and three opposed, to authorize the County Attorney to begin the condemnation process to obtain the required right-of-ways to complete the projects, as reported by the County Administrator.

Mr. Waggoner, Mr. Rosebrock and Mr. Feltner opposed.

**COUNTY ADMINISTRATOR'S TIME - MR. JASON WARD-
CONTINUED**
**LETTER REQUESTING RIGHT-OF-WAY FOR ONE CENT SALES TAX
DIRT ROAD PAVING PROJECTS**

The County Administrator reported that the staff made the requested changes to the letter requesting right-of-ways for One Cent Sales Tax Dirt Road Paving Projects. The changes to the letter included providing more detailed information and having the letter signed by the Chairman of County Council.

**AUTHORIZATION FOR LEASE AGREEMENT EXTENSION FOR
SUMMERVILLE DJJ OFFICE**

The County Administrator requested Council's authorization to execute a one year lease agreement, starting June 2008 thru June 2009, and a four month lease extension, starting March 2008 thru June 2008, for the DJJ Office at 300 Cedar Street, Summerville. The new lease would provide additional space/square footage to assist with the housing of the Assessor's Office and the I.T.S. Department in Summerville.

4. On the motion of Mr. Murphy, seconded by Mr. Murphree, Council voted unanimously, to authorize the County Administrator to execute a one year lease and to extend the current lease for four months for DJJ and also increase the square footage of the lease to include an additional 2, 000 feet at Cedar Square, as presented by the County Administrator.

COMMITTEE REPORTS

**CHAIRMAN MIKE MURPHREE, PUBLIC WORKS, PROPERTY AND
UTILITIES COMMITTEE REPORT**
MAINTENANCE OF KNIGHT'S AVENUE IN FINE HILL ACRES

5. Chairman Murphree reported the Public Works, Property and Utilities Committee's recommendation to Council was to set a schedule of 10 days to re-grade and reinstall the road bed and ditches along Knight's Avenue and to offer residents on the road an option of either placing Roc at \$1,600 per lot, or asphalt at market price. Council voted six in favor and one opposed on the recommendation.

Mr. Feltner opposed.

COMMITTEE REPORTS
CHAIRMAN MIKE MURPHREE, PUBLIC WORKS, PROPERTY AND
UTILITIES COMMITTEE REPORT-CONTINUED

STRIPING OF ROADS IN SUMMERSET ACRES

Chairman Murphree reported on this matter being kept in Committee until meetings with all parties involved have been held. The meeting has been scheduled for February 28, 2008.

OLD SPELL ROAD

Chairman Murphree reported that the County would mail out letters to residents requesting right-of-ways and residents would have six months to comply. This item was kept in Committee.

CHARLIE LANE

Chairman Murphree reported on the Committee's instruction for the Administrator to forward a letter to the State requesting their assistance on this matter. This item was kept in Committee, pending a response from the State.

COUNTY 'S ACCEPTANCE OF STATE ROADS; PARLOR DRIVE (S-259), OLD FORT ROAD (S-662), HAROLD ROAD (S-749), HOLBROOK DRIVE (S-750), RONALD DRIVE (S-751), OLD FORT ROAD (S-748)

6. Chairman Murphree reported the Committee's recommendation to Council was to negotiate with the State to take the following roads: Parlor Drive, Old Fort Road, Harold Road, Holbrook Drive, Ronald Drive and Old Fort Road, on a mile per mile basis and at a minimum to request that the State maintain the 1.2 miles of roads, which includes the bridge that runs from Old Fort to Ladson Road. Council voted unanimously in favor of the recommendation.

YERBY ROAD

7. Chairman Murphree reported the Committee's recommendation to Council was not to condemn short Yerby Road. Council voted unanimously in favor of the recommendation.

COMMITTEE REPORTS
CHAIRMAN MIKE MURPHREE, PUBLIC WORKS, PROPERTY AND
UTILITIES COMMITTEE REPORT-CONTINUED

OTHER BUSINESS

Chairman Murphree reported the Committee's request to have Codes Enforcement clean up abandoned cars on Knight's Avenue.

Chairman Hargett passed the gavel to Vice Chairman Davis and then gave his Committee report.

CHAIRMAN LARRY HARGETT, WATER & SEWER COMMITTEE REPORT
RECOMMENDATION FOR SEWER SERVICE FOR BANKS CONSTRUCTION
TMS# 129-00-00-064

8. Chairman Hargett reported that the Committee's recommendation to Council was to approve Sewer Service for Banks Construction, TMS# 129-00-00-064. Council voted unanimously in favor of the recommendation.

Vice Chairman Davis passed the gavel back to Chairman Hargett.

APPOINTMENTS TO BOARDS AND COMMISSIONS

DORCHESTER COUNTY PLANNING BOARD

9. On the motion of Mr. Rosebrock, seconded by Mr. Feltner, Council voted unanimously to appoint Ms. Carroll Duncan to the Dorchester County Planning Board to serve as representative of District #5.

DORCHESTER COUNTY LIBRARY BOARD OF TRUSTEES

10. On the motion of Mr. Murphree, seconded by Mr. Murphy, Council voted unanimously to appoint Ms. Patricia Hutton to the Dorchester County Library Board, to serve as representative of District #6.

DORCHESTER COUNTY FOSTER CARE REVIEW BOARD 1-B

11. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to recommend to the Governor the appointment of Mr. Arnold Anderson to the Dorchester County Foster Care Review Board 1-B.

COUNTY ATTORNEY'S TIME

REQUEST FOR EXECUTIVE SESSION

The County Attorney made a request for Council's consideration to enter into Executive Session to receive information and to discuss several confidential economic development projects, to discuss a contractual matter concerning the economic development department, to give legal advice regarding the Bacon's Bridge Road Parkway and the Dorchester County Sheriff's Department Audit, and to discuss two other contractual matters, those being the One Cent Sales Tax (Turn Lanes in connection to Summer Road to Hwy 17 Alt.) and St. George Wastewater Treatment Plant.

EXECUTIVE SESSION 8:35 P.M.

12. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously, to enter into Executive Session.

RECONVENE FROM EXECUTIVE SESSION 10:33 P.M.

The County Attorney reported that in Executive Session, Council discussed all items previously announced, and no actions were taken on any of the items.

**AUTHORIZED EXPENDITURES FOR ECONOMIC DEVELOPMENT
PROJECT # 08-15**

13. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously, to authorize the expenditure of, not to exceed \$200,000, to obtain real estate services for Project # 08-15.

**PROPERTY TAX CREDIT FOR ECONOMIC DEVELOPMENT
PROJECT # 08-005**

14. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously, to provide \$1,190 in property tax credits to confidential Economic Development Project # 08-005.

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February 19, 2008
County Council Meeting

CONSTRUCTION OF SUMMER ROAD CONNECTING TO 17 ALT.

15. On the motion of Mr. Waggoner, seconded by Mr. Davis, Council voted five in favor and two opposed, to authorize Malphrus Construction Company to proceed with the construction of Summer Road that will connect 17 Alt., with funding to be paid from the County Reserve Fund.

Mr. Muphy and Mr. Feltner opposed.

ADJOURNMENT 10:35 P.M.

16. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to adjourn.



Gina R. Sams, Sr. Admin. Asst. to Council

**AGENDA
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
MARCH 3, 2008
7:00 P.M.**

1. INVOCATION AND SINGING OF THE NATIONAL ANTHEM

-Chief Master Sergeant (Retired) Melvin D. Willis- National Anthem

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

-Request to Address Council
-Adoption of Minutes from February 19, 2008, County Council Meeting
-3rd Reading for Ordinance #08-05, Amending the Dorchester County Ordinance #07-29, to include the Applicability thereof to Residential Multi-Family Development and to Further Provide for Additional Exclusions From the Applicability of the Ordinance
-Correspondence

3. GUESTS

-Mrs. Carolyn Tomlinson, Director of Recycling & Education, & Keep DC Beautiful & Ms. Sarah Robinson, Keep South Carolina Beautiful/Palmetto Pride Award Presentation -Keep SC Beautiful Award to Keep DC Beautiful Chairman, Ms. Lisa Hamilton, "The Outstanding Volunteer Community Leader"
-Mr. Norman Brunswig, State Director of South Carolina Audubon, Halsey Tract Protection Scenario
-Mr. John Henderson, South Carolina Counties Workers Compensation Trust, Awards Presentation to Risk Management and Safety Department
-Mr. Thom Schmenk, Risk Manager - Safety 2008 Presentation
-Mr. Lee Moulder, Finance Director - January 2008 Financial Report

4. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

-Request from the Upper Dorchester County Historical Society Inc., for SCDOT Enhancement Grant for the Koger House, County Sponsorship
-Approval of Law Enforcement Mutual Assistance Agreement between Dorchester, Florence, and Darlington Counties

5. COMMITTEE REPORTS

Chairman Davis, Administrative and Intergovernmental Affairs Committee Report

-Personnel Committee - Approval for Lockton's Recommendations for Phase 1

Chairman Murphree, Public Works, Property and Utilities Committee Report

-Request Regarding Ordinance #07-10 (Traffic/Parking Signs in Legend Oaks)
-Restrictions/Regulations on Curb Cuts and Signage on SIB/DCTA Roads
-Maintenance of Knight's Avenue in Pine Hill Acres

COMMITTEE REPORTS CONTINUED

Public Works, Property and Utilities Committee Report Continued

- Striping of Roads in Summerset Acres
- Recommendation for 2nd Reading for a Proposed Ordinance to Amend, Dorchester County Zoning and Land Development Standards Ordinance #04-13, in regard to Article X Supplemental Provisions Section 10.4.4 (1) (b), so as to allow Mobile Home Units Manufactured Prior to June 15, 1976 to remain in Dorchester County and to Provide for the Relocation of the same within Dorchester County
- Old Fort Road
- Upper Summers Drive

Chairman Hargett, Water and Sewer Committee Report

- Recommendation for Sewer Service for Cathedral of Praise TMS #393-00-00-034
- Recommendation for Sewer Service for Sweetgrass Pediatrics TMS #144-00-00-012
- Wayne Minor, Removal of Parcel TMS #136-00-00-093 from County's Sewer Jurisdiction

6. APPOINTMENTS TO BOARDS AND COMMISSIONS

7. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- Executive Session
- Personnel Matter
- Contractual Matters
 - St. George Wastewater Treatment Plant
 - Quail Arbor Drainage/Everett Knight
 - Lease for Chamber Space
 - Bacon's Bridge Road Park Property

8. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNER

CHRISTOPHER J. MURPHY

MIKE MURPHY

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET
ST. GEORGE, SOUTH CAROLINA 29477
(843) 563-0196 FAX (843) 563-0137
SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

**MINUTES
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
MARCH 3, 2008
7:00 P.M.**

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Kenneth F. Waggoner
Mr. Mike Murphree
Mr. Chris Murphy
Mr. Jamie Feltner
Mr. Richard Rosebrock
Mr. Jason Ward – County Administrator
Ms. Ashley Jacobs – Deputy County Administrator
Mr. John Frampton – County Attorney
Mrs. Sandy Lawley – Clerk to Council
ABSENT: Mr. Willie Davis – Vice Chairman

Chairman Hargett called the meeting to order, and Councilman Richard Rosebrock gave the Invocation. Chief Master Sergeant (Retired) Melvin D. Willis sang the National Anthem.

REQUEST TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council. The following citizens replied.

- Ms. Jewel Miley addressed Council regarding her opposition to the “No Thru Traffic” signs in subdivisions.
- Mr. Michael Catlett addressed Council regarding a problem with County Zoning. Chairman Hargett placed this item in the Planning, Development, and Building Committee and requested Mr. Harold LeMond look into this issue.

ADOPTION OF MINUTES FROM THE FEBRUARY 19, 2008

1. On the motion of Mr. Feltner, seconded by Mr. Murphy, Council voted six in favor and one absent, to adopt the Minutes from the February 19, 2008, County Council Meeting.

Councilman Davis was absent.

3RD READING FOR ORDINANCE #08-05, AMENDING THE DORCHESTER COUNTY ORDINANCE #07-29, TO INCLUDE THE APPLICABILITY THEREOF TO RESIDENTIAL MULTI-FAMILY DEVELOPMENT AND TO FURTHER PROVIDE FOR ADDITIONAL EXCLUSIONS FROM THE APPLICABILITY OF THE ORDINANCE

2. Mr. Feltner motioned and Mr. Rosebrock seconded, to give 3rd Reading for Ordinance #08-05, Amending the Dorchester County Ordinance #07-29, to include the Applicability thereof to Residential Multi-Family Development and to Further Provide for Additional Exclusions From the Applicability of the Ordinance.

3. Mr. Waggoner motioned, seconded by Mr. Murphy, to amend the main motion, and to hold off on 3rd Reading for proposed Ordinance #08-05, "Amending the Dorchester County Ordinance #07-29, to include the Applicability thereof to Residential Multi-Family Development and to Further Provide for Additional Exclusions From the Applicability of the Ordinance", and to place it in the Planning, Development and Building Committee for further study regarding the exclusion of heirs' property.

4. Mr. Rosebrock motioned to amend the amendment to the main motion, seconded by Mr. Feltner, and Council voted three in favor, three opposed, and one absent, to omit item G (Heirs' Property) from the proposed Ordinance, and to proceed with 3rd Reading for proposed Ordinance #08-05, "Amending the Dorchester County Ordinance #07-29, to include the Applicability thereof to Residential Multi-Family Development and to Further Provide for Additional Exclusions From the Applicability of the Ordinance".

Council Members Waggoner, Murphree, and Murphy opposed and Councilman Davis was absent.

Council then voted four in favor, two opposed and one absent on the amendment to the main motion. (Motion #3)

Council Members Rosebrock and Feltner opposed and Councilman Davis was absent.

CORRESPONDENCE

The County Administrator informed Council that the County received a Petition for annexation from the City of North Charleston. He stated that the City of North Charleston would be holding a public hearing to consider the issue on March 20, 2008 at 5:30 PM annexing parcels #172-00-00-025, #172-00-00-028, #172-00-00-031, #172-00-00-032, #172-00-00-033, #172-00-00-036, #172-00-00-037, #172-00-00-098, #172-12-00-002, #181-00-00-005 and a portion of the right of way of Windsor Hill Blvd and Ashley Phosphate Road. He stated that final reading was scheduled for March 27, 2008.

In addition, the County Administrator informed Council that the County received a letter from the United States Department of Transportation, Federal Aviation Administration, on the "Conditional Airport Layout Plan Approval". The FAA has conditionally approved the Airport Layout Plan for the Summerville Municipal Airport. Approval is subject to environmental approval from the FAA. The FAA does not support Runway 6/24 Extensions because it was not adequately justified for planning purposes. The FAA must be notified at least 60 days prior to the start of construction of any airport facilities, and this approval does not constitute airspace approval for parking aprons or structures, and proper approval must be obtained for construction.

GUESTS

MRS. CAROLYN TOMLINSON, DIRECTOR OF RECYCLING & EDUCATION, & KEEP DC BEAUTIFUL & MS. SARAH ROBINSON, KEEP SOUTH CAROLINA BEAUTIFUL/PALMETTO PRIDE

Mrs. Carolyn Tomlinson, Director of Recycling & Education, & Keep Dorchester County Beautiful and Ms. Sarah Robinson, Keep South Carolina Beautiful/Palmetto Pride, presented an award to Keep Dorchester County Beautiful Chairman, Ms. Lisa Hamilton. The Keep South Carolina Beautiful Award was for "The Outstanding Volunteer Community Leader".

In addition, Ms. Robinson presented another award to Keep Dorchester County Beautiful.

GUESTS- CONTINUED

**MR. NORMAN BRUNSWIG, DIRECTOR OF THE NATIONAL
AUDUBON, HALSEY TRACT PROTECTION SCENARIO**

Mr. Norman Brunswig, State Director of the National Audubon, addressed Council regarding the Halsey Tract Protection Scenario. Mr. Brunswig requested Council to collaborate with Audubon South Carolina for a \$1 million North American Wetland Conservation Act Grant to purchase 786 acres, and to contribute \$20,000 towards the purchase. Audubon South Carolina will purchase the property and resell approximately half of the property to conservation buyers who will grant easements to a qualified non-profit organization within two years of the purchase.

5. On the motion of Mr. Rosebrock, seconded by Mr. Waggoner, Council voted six in favor, and one absent, to collaborate with Audubon South Carolina for a \$1 million North American Wetland Conservation Act Grant to purchase 786 acres, and to contribute \$20,000 towards the purchase of the Halsey Tract. It was approved and requested for the Administrator to locate the funding.

Councilman Davis was absent.

**MR. JOHN HENDERSON, SOUTH CAROLINA COUNTIES WORKERS
COMPENSATION TRUST**

Mr. John Henderson, of the South Carolina Counties Workers Compensation Trust, addressed Council and presented three awards to the Risk Management and Safety Department. The awards were as follows:

Mr. Leroy Blake received the "Outstanding Safety Achievement Award".
Dorchester County received the "Most Improved County" safety award.
Mr. Thom Schmenk, received the "2007 Service Award" for Dorchester County.

MR. THOM SCHMENK, RISK MANAGER

Mr. Thom Schmenk, Risk Manager gave the "Safety 2008 Presentation" to Council. This is a continued effort to emphasize safety every day in the Dorchester County workplace.

GUESTS- CONTINUED

MR. LEE MOULDER, FINANCE DIRECTOR

Mr. Moulder presented Council with Dorchester County's January 2008 Financial Report. Mr. Moulder gave a brief overview of the report, noting that licenses and permits are running 6% lower than the average and the County would not realize the full revenue expected from Building Permits. He stated that fines and penalties are also running lower than expected, as are interest, rent and other revenues. Enterprise Funds show a strong increase in interest, rent and other, and sewer impact fees are running higher than expected. Mr. Moulder also stated that expenditures are within budget.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

REQUEST FROM THE UPPER DORCHESTER COUNTY HISTORICAL SOCIETY INC., FOR SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION ENHANCEMENT GRANT FOR THE KOGER HOUSE, COUNTY SPONSORSHIP

6. On the motion of Mr. Rosebrock, seconded by Mr. Feltner, Council voted six in favor, and one absent, to approve the request from Upper Dorchester County Historical Society, Inc. for the County to be a co-applicant for a South Carolina Department of Transportation Enhancement Grant. The society will administer the grant to restore the Koger House, the oldest house in Upper Dorchester County.

Councilman Davis was absent.

APPROVAL OF LAW ENFORCEMENT MUTUAL ASSISTANCE AGREEMENT BETWEEN DORCHESTER, FLORENCE, AND DARLINGTON COUNTIES

7. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted six in favor, and one absent, to approve a Criminal Patrol Transfer Agreement between the Sheriffs of Dorchester County, Florence County and Darlington County, for the purpose of mutual assistance in criminal patrol investigations and interdiction efforts by sharing personnel and resources. Each party is responsible for its own costs incurred in providing assistance to the other jurisdictions.

Councilman Davis was absent.

COMMITTEE REPORTS
CHAIRMAN WILLIE DAVIS , ADMINISTRATIVE AND
INTERGOVERNMENTAL AFFAIRS COMMITTEE REPORT

LOCKTON'S RECOMMENDATIONS FOR PHASE I

Councilman Murphy chaired the AIA Committee for Councilman Davis who was unable to attend the meeting. Councilman Murphy reported that Lockton's recommendation for Phase I was discussed and it would remain in Committee until March 17.

CHAIRMAN MIKE MURPHREE, PUBLIC WORKS, PROPERTY AND
UTILITIES COMMITTEE

REQUEST CONCERNING ORDINANCE #07-10 (TRAFFIC/PARKING
SIGNS IN LEGEND OAKS)

8. Chairman Murphree reported that the Committee discussed the request concerning Dorchester County Ordinance #07-10 (Traffic/Parking Signs in Legend Oaks). He stated that there is conflict regarding the no parking signs in the neighborhood, for parents who are dropping off children at Beech Hill Elementary. The signs read "No Standing 6:30 AM -7:30 AM and 1:30 PM -2:30 PM". He reported that the school is considering building a new parking and drop-off area. The Committee's recommendation to Council was to take the signs down for 90 days, until the issue could be resolved. Council voted six in favor and one absent on the recommendation. (Pictures and information regarding this issue were given to Council at the Council meeting and would be attached for information, along with the original set of minutes filed in the County Council Office in St. George.)

Councilman Davis was absent.

RESTRICTIONS/REGULATIONS ON CURB CUTS AND SIGNAGE ON
SIB/DCTA ROADS

Chairman Murphree reported that the Committee discussed the Restrictions/Regulations on Curb Cuts and Signage on SIB/DCTA Roads. He stated that Council should look over the memorandum from Harold LeaMond and see section 2A.18 of the "Manual on Uniform Traffic Control Devices" by the Federal Highway Administration, which provides specifications for the height of various signs and the attachment on sign standards from the Town of Hilton Head Island. He stated that this item would remain in Committee for further study.

COMMITTEE REPORTS CONTINUED
PUBLIC WORKS, PROPERTY AND UTILITIES COMMITTEE
MAINTENANCE OF KNIGHT'S AVENUE IN PINE HILL ACRES

Chairman Murphree reported that the Committee discussed the maintenance of Knight's Avenue in Pine Hill Acres and explained that to fix Knights Avenue, it will need to be mucked out and have fill brought in due to the sewer line that was installed years ago. In addition, there are no drainage easements to take the water from the roadside ditches. The developers have filled all of the out fall ditches, and there are now mobile homes where the ditches were. A source of funding needs to be identified to remedy these problems. The estimated cost is \$28,900 for ROC and \$1,500 for pipes. He stated that this was for information only and this item would remain in Committee.

STRIPING OF ROADS IN SUMMERSET ACRES

Chairman Murphree reported that the Committee discussed the striping of roads in Summerset Acres and Mr. Steve Cohn, Public Works Superintendent, met with Sanders Brothers Construction last Monday, February 25 and looked at the road where repairs were needed for striping. They provided a quote for the work with different options for the striping. The base bid is \$78,967.75. The price options for partial striping from Butternut Road to the Glens ranges from \$1,240 to \$4,774, depending on whether we use glass beads or thermoplastic striping. The price for full road paint for Summerset Lane and Sedgwick Road ranges from \$3,643 to \$17,487. Chairman Murphree stated that this item would remain in Committee.

**RECOMMENDATION FOR 2ND READING FOR A PROPOSED
ORDINANCE TO AMEND, DORCHESTER COUNTY ZONING AND
LAND DEVELOPMENT STANDARDS ORDINANCE #04-13, IN REGARD
TO ARTICLE X SUPPLEMENTAL PROVISIONS SECTION 10.4.4 (1) (B)
SO AS TO ALLOW MOBILE HOME UNITS MANUFACTURED PRIOR
TO JUNE 15, 1976 TO REMAIN IN DORCHESTER COUNTY AND TO
PROVIDE FOR THE RELOCATION OF THE SAME WITHIN
DORCHESTER COUNTY**

9. Chairman Murphree reported that the Committee's recommendation to Council was for 2nd Reading for a Proposed "Ordinance to Amend, Dorchester County Zoning and Land Development Standards Ordinance #04-13, in regard to Article X Supplemental Provisions Section 10.4.4 (1) (b) so as to allow Mobile Home Units Manufactured Prior to June 15, 1976 to remain in Dorchester County and to Provide for the Relocation of the same within Dorchester County", and to place it back in the Committee for a Public Hearing, to be held at 3rd Reading on March 17, 2008. Council voted six in favor and one absent on the recommendation.

Councilman Davis was absent.

COMMITTEE REPORTS CONTINUED

**PUBLIC WORKS, PROPERTY AND UTILITIES COMMITTEE REPORT
CONTINUED**

OLD FORT ROAD AND UPPER SUMMERS DRIVE

Chairman Murphree reported Mr. Wallace Ackerman, Vice Chairman, of the Dorchester County Transportation Authority, addressed the Committee with his concerns about the County taking Old Fort Road. He feels that it may become a main thoroughfare and will have to become five lanes in the future. In addition, he addressed the Committee regarding his concerns about acquiring right-of-ways, and environmental permitting issues on Upper Summers Drive. These items were placed in Committee and it was decided that Chairman Hargett would meet with the Dorchester County Transportation Committee and the Sales Tax Transportation Authority and report back to Council.

Chairman Hargett passed the gavel to Councilman Murphy in order to give his Committee Report.

**CHAIRMAN LARRY HARGETT, WATER AND SEWER COMMITTEE
REPORT**

**RECOMMENDATION FOR SEWER SERVICE FOR CATHEDRAL OF
PRAISE, TMS# 393-00-00-034**

10. Chairman Hargett stated that the Water and Sewer Committee's recommendation to Council was to deny approval to Council for the County to provide sewer service for the Cathedral of Praise, TMS# 393-00-00-034. Council voted six in favor, and one absent, on the recommendation to deny.

Councilman Davis was absent.

**RECOMMENDATION FOR SEWER SERVICE FOR SWEETGRASS
PEDIATRICS II, TMS #144-00-00-012**

11. Chairman Hargett stated that the Water and Sewer Committee's recommendation to Council was to recommend approval for sewer service for Sweetgrass Pediatrics II, TMS #144-00-00-012. Council voted six in favor, and one absent, on the recommendation to approve.

Councilman Davis was absent.

COMMITTEE REPORTS CONTINUED

WAYNE MINOR, REMOVAL OF PARCEL TMS #136-00-00-093 FROM COUNTY'S SEWER JURISDICTION

12. Chairman Hargett stated that the Water and Sewer Committee's recommendation to Council was to recommend approval to Council for Mr. Wayne Minor's request for the removal of Parcel TMS #136-00-00-093 from County's Sewer Jurisdiction. Council voted five in favor, one opposed, and one absent, on the recommendation.

Councilman Feltner was opposed and Councilman Davis was absent.

WAVIER OF FEES FOR CHARLESTON-TRIDENT HOMEBUILDERS ASSOCIATION, CHARITABLE HOME PROJECT

13. Chairman Hargett stated that the Water and Sewer Committee's recommendation to Council was to recommend approval to wave the tap and impact fees for a charitable home project, as requested by the Charleston Trident Home Builders Association. Council voted five in favor, one opposed, and one absent, on the recommendation.

Councilman Murphy was opposed and Councilman Davis was absent.

Councilman Murphy passed the gavel back to Chairman Hargett.

APPOINTMENTS TO BOARDS AND COMMISSIONS

DORCHESTER COUNTY MENTAL HEALTH CENTER BOARD

14. On the motion of Mr. Hargett, seconded by Mr. Murphy, Council voted six in favor, and one absent, to recommend to the Governor the reappointment of Ms. Merle Handelsman to the Dorchester County Mental Health Center Board.

Councilman Davis was absent.

COUNTY ATTORNEY'S TIME

REQUEST FOR EXECUTIVE SESSION

The County Attorney made a request for Council's consideration to enter into executive session to discuss a personnel matter, to give legal advice and to discuss the four contractual matters listed on the Council agenda.

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March 3, 2008
County Council Meeting

EXECUTIVE SESSION 8:10 P.M.

15. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted six in favor, and one absent, to enter into Executive Session.

Councilman Davis was absent.

RECONVENE FROM EXECUTIVE SESSION 9:15 P.M.

The County Attorney reported that in Executive Session, Council discussed all items previously announced, and no action was taken on any of the items.

ECONOMIC DEVELOPMENT DIRECTOR

16. On the motion of Mr. Feltner, seconded by Mr. Murphy, Council voted six in favor, and one absent, to give the Administrator approval to fill the Economic Development Director position at an annual salary of \$70,000.

Councilman Davis was absent.

PURCHASE OF ST. GEORGE WASTEWATER TREATMENT PLANT

17. On the motion of Mr. Rosebrock, seconded by Mr. Feltner, Council voted six in favor, and one absent, to approve that Dorchester County offer to purchase the St. George Wastewater System from the Town of St. George for \$700,000 cash from the Upper Dorchester County Economic Development Fund and \$700,000 coming from Dorchester County.

Councilman Davis was absent.

GREATER SUMMERVILLE DORCHESTER COUNTY CHAMBER OF COMMERCE-LEASE AGREEMENT

18. On the motion of Mr. Murphy, seconded by Mr. Waggoner, Council voted six in favor, and one absent, to approve that Dorchester County enter into a lease agreement with the Greater Summerville Dorchester County Chamber of Commerce for additional space, as discussed in executive session.


Councilman Davis was absent.

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March 3, 2008
County Council Meeting

ADJOURNMENT 9:30 P.M.

19. On the motion of Mr. Rosebrock, seconded by Mr. Murphy, Council voted six in favor, and one absent, to adjourn.

Councilman Davis was absent.


Sandy W. Lawley
Sandy Lawley, Clerk to Council

AGENDA
DORCHESTER COUNTY COUNCIL
SPECIAL CALLED COUNCIL MEETING
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
MARCH 10, 2008
10:00 A.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

-Executive Session

-Contractual Matters

-Fire/EMS Station at The Ponds

-Project #08-15

3. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNER

CHRISTOPHER J. MURPHY

MIKE MURPHREE

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

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(843) 563-0196 FAX (843) 563-0137
SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

**MINUTES
SPECIAL CALLED MEETING
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
MARCH 10, 2008
10:00 A.M.**

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Jamie Feltner
Mr. Mike Murphree
Mr. Chris Murphy
Mr. Richard Rosebrock
Mr. Jason Ward – County Administrator
Ms. Ashley Jacobs – Deputy County Administrator
Mr. John Frampton – County Attorney
Mrs. Gina R. Sams – Sr. Admin. Asst. to Council

ABSENT: Mr. Willie Davis – Vice Chairman
Mr. Kenneth F. Waggoner

Chairman Hargett called the meeting to order and gave the Invocation.

COUNTY ATTORNEY'S TIME-MR. JOHN FRAMPTON

County Attorney, John Frampton, recommended amending the agenda, to add under Executive Session time, a contractual matter pertaining to courthouse construction in St. George.

Page Two
March 10, 2008
County Council Special Called Meeting

COUNTY ATTORNEY'S TIME-MR. JOHN FRAMPTON-CONTINUED

1. On the motion of Mr. Rosebrock, seconded by Mr. Murphy, Council voted five in favor and two absent to amend the agenda, to add under Executive Session time a contractual matter pertaining to the courthouse construction.

Mr. Davis and Mr. Waggoner were absent.

REQUEST FOR EXECUTIVE SESSION

The County Attorney requested for Council to enter into executive session to discuss three contractual matters concerning the courthouse construction, the proposed construction of a Fire/EMS Station at the Ponds and an Economic Development Project # 08-15.

EXECUTIVE SESSION 10:02 A.M.

2. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted five in favor and two absent, to enter into Executive Session.

Mr. Davis and Mr. Waggoner were absent.

RECONVENE FROM EXECUTIVE SESSION 12:05 P.M.

The County Attorney reported that in Executive Session, Council discussed all items previously announced and no actions were taken.

ECONOMIC DEVELOPMENT PROJECT #08-15

3. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted four in favor and three absent, to authorize the County Administrator to expend \$600,000 from the Fund Balance for confidential Economic Development Project # 08-15.

Mr. Davis, Mr. Murphree, and Mr. Waggoner were absent.

COURTHOUSE CONSTRUCTION CHANGE ORDERS

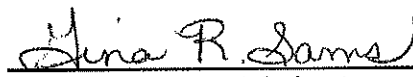
4. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted four in favor and three absent, to authorize LCM Contractors to proceed with change orders numbers; RFP 02-Alternate # 3, RFP 04, RFP 08, and to authorize the County Administrator to have the authority to implement change orders regarding the courthouse design, up to \$25,000; with the understanding that the Administrator will come back to Council and advise Council of the same.

Mr. Davis, Mr. Murphree, and Mr. Waggoner were absent.

ADJOURNMENT 12:07 P.M.

5. On the motion of Mr. Rosebrock, seconded by Mr. Feltner, Council voted four in favor and three absent to adjourn.

Mr. Davis, Mr. Murphree, and Mr. Waggoner were absent.



Gina R. Sams, Sr. Admin. Asst. to Council

**AGENDA
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
MARCH 17, 2008
7:00 P.M.**

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from March 3, 2008, County Council Meeting and from the March 10, 2008, Special Called County Council Meeting
- Adoption of Resolution #08-05" Fair Housing Resolution"
- Adoption of Proclamation #08-01 "Rotary Day"
- Adoption of Proclamation #08-02 "Financial Literacy Month"
- Correspondence

3. GUEST

- State Treasurer Converse Chellis – Check Presentation, Surcharges for the Dorchester County Emergency 911 Services
- Representative Patsy Knight and Senator John Matthews – Check Presentation Upper Dorchester Economic Development Fund
- The Dorchester Dragons Committee, Special Olympics South Carolina Area 6- Request for Funding

4. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- Request from the Town of Summerville for \$10,000 for a Fireworks Display
- Review of Staff's Concerns and Comments on the Draft Comprehensive Plan Update
- 1st Reading for Rezoning Request #590 for Charles E. Hodge c/o Dorchester County Council, TMS# 122-00-00-031
- 1st Reading for Rezoning Request #469, for Jose R. and Elizabeth Fuerte, TMS #135-00-00-005
- Updated Copy of Dorchester County Zoning and Land Development Standards Ordinance #04-13
- Adoption of Resolution #08-06, Worker's Compensation for Inmates
- Courthouse Time Capsule Committee
- Update Comprehensive Land Use Planning Process

5. COMMITTEE REPORTS

Chairman Davis, Administrative and Intergovernmental Affairs Committee Report

- Approval of Compensation and Classification Study and Funding Option

Page Two
County Council Agenda
March 17, 2008

Chairman Murphree, Public Works, Property and Utilities Committee Report

- Public Hearing and Recommendation for 3rd Reading for Proposed Ordinance #08-06, to Amend, Dorchester County Zoning and Land Development Standards Ordinance #04-13, in regard to Article X Supplemental Provisions Section 10.4.4 (1) (b) so as to allow Mobile Home Units Manufactured Prior to June 15, 1976 to remain in Dorchester County and to Provide for the Relocation of the same within Dorchester County
- Maintenance of Knight's Avenue in Pine Hill Acres
- Request Regarding Ordinance #07-10 (traffic signs in Legend Oaks)

Chairman Murphy, Planning, Development and Building Committee Report

- Public Hearings and Recommendation for 2nd Reading for the following:
 - Rezoning Request #554, Joe & Virginia Von Dohlen, TMS #172-15-15-009
 - Rezoning Request #574, BFH Builders LLC; TMS #'s 135-12-02-016, 135-12-02-017, 135-12-02-018, 135-12-02-019, 135-12-02-020, 135-12-02-021 135-12-02-022, 135-12-02-023, 135-12-02-024, 135-12-02-025, 135-12-02-026, 135-12-02-027, 135-12-02-028
 - Rezoning Request #576, John Payne; TMS #153-14-01-088
 - Rezoning Request #577, John Payne; TMS #153-14-01-089
 - Rezoning Request #578, Arthur Bryngelson, TMS #153-00-00-056
 - Rezoning Request #579, Daniel A. Ricigliano, Jr.; TMS #161-04-01-009
 - Rezoning Request #580, Randam Properties, LLC; TMS #'s 200-00-00-015 & 200-00-00-016
 - Rezoning Request #581, Elliot Locklair, Locklair Consulting, TMS #'s 122-00-00-149, 122-00-00-150 & 122-00-00-151
- Recommendation for 3rd Reading for Ordinance #08-05, Amending the Dorchester County Ordinance #07-29, to include the Applicability thereof to Residential Multi-Family Development and to Further Provide for Additional Exclusions From the Applicability of the Ordinance
- Soccer Field Issue/Michael Catlett

6. APPOINTMENTS TO BOARDS AND COMMISSIONS

7. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- Executive Session
 - Confidential Economic Development Projects
 - Legal Advice
 - Public Safety Matter
 - Potential Litigation
 - T-Mobile Contract
 - Contractual Matters
 - Fire/EMS Station at The Ponds
 - Quail Arbor Drainage/Everett Knight

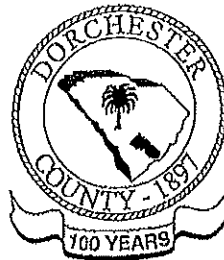
8. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNER

CHRISTOPHER J. MURPHY

MIKE MURPHY

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET
ST. GEORGE, SOUTH CAROLINA 29477
(843) 563-0196 FAX (843) 563-0137
SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

**MINUTES
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
MARCH 17, 2008
7:00 P.M.**

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Willie Davis – Vice Chairman
Mr. Mike Murphree
Mr. Kenneth F. Waggoner
Mr. Jamie Feltner
Mr. Richard Rosebrock
Mr. Jason Ward – County Administrator
Ms. Ashley Jacobs – Deputy County Administrator
Mr. John Frampton – County Attorney
Mrs. Sandy Lawley – Clerk to Council

ABSENT: Mr. Chris Murphy

Chairman Hargett called the meeting to order, and Reverend John Smith gave the Invocation and Major General David Watts lead everyone in the Pledge of Allegiance.

REQUEST TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council and no citizens replied.

Page Two
March 17, 2008
County Council Meeting

ADOPTION OF MINUTES FROM THE MARCH 3, 2008, COUNTY COUNCIL MEETING AND MARCH 10, 2008, SPECIAL CALLED COUNTY COUNCIL MEETING

1. On the motion of Mr. Rosebrock, seconded by Mr. Feltner, Council voted six in favor and one absent, to adopt the Minutes from the March 3, 2008, County Council Meeting and from the March 10, 2008, Special Called County Council Meeting.

Councilman Murphy was absent.

ADOPTION OF RESOLUTION #08-05 "FAIR HOUSING RESOLUTION"

2. On the motion of Mr. Rosebrock, seconded by Mr. Davis, Council voted six in favor and one absent, to adopt Resolution #08-05, "Fair Housing Resolution". This is a requirement for all Community Development Block Grant recipients.

Councilman Murphy was absent.

ADOPTION OF PROCLAMATION #08-01 "ROTARY DAY"

3. On the motion of Mr. Rosebrock, seconded by Mr. Feltner, Council voted six in favor and one absent, to adopt Proclamation #08-01, "Rotary Day", this declares April 11, 2008, as Rotary Day.

Councilman Murphy was absent.

ADOPTION OF PROCLAMATION #08-02 "FINANCIAL LITERACY MONTH"

4. On the motion of Mr. Rosebrock, seconded by Mr. Davis, Council voted six in favor and one absent, to adopt Proclamation #08-02 "Financial Literacy Month". Ms. Dorothea Bernique, Director of Increasing H.O.P.E. Financial Literacy Training Center, was present to receive the proclamation.

Councilman Murphy was absent.

CORRESPONDENCE

The County Administrator informed Council about a memorandum that he sent out to all Dorchester County Department Heads, Elected and Appointed Officials and requested a plan on reducing fuel consumption and/or mileage reimbursement by at least 10%.

Page Three
March 17, 2008
County Council Meeting

CORRESPONDENCE CONTINUED

The County Administrator informed Council that the County received a DHEC Public Notice of a Draft Permit for Charleston Air Force Base in Charleston County. DHEC is proposing a modification to the permit for regulating hazardous materials at the Air Force Base. Comments and/or requests for a public hearing are due to DHEC in Columbia by April 14, 2008.

The County Administrator informed Council that the County received an Annexation Notice from the Town of Summerville. The town has annexed TMS #136-00-00-093, also known as, 157 Droze Road off Central Avenue near Parsons Road. This property is zoned single family residential.

GUESTS

**STATE TREASURER CONVERSE CHELLIS – CHECK
PRESENTATION, SURCHARGES FOR THE DORCHESTER
COUNTY EMERGENCY 911 SERVICES**

State Treasurer Converse Chellis presented a check in the amount of \$469,695 to Council. These funds pay for E-911 Service in the County. The County receives landline fund surcharges monthly and cell phone surcharges quarterly.

**REPRESENTATIVE PATSY KNIGHT AND SENATOR JOHN
MATTHEWS – CHECK PRESENTATION UPPER DORCHESTER
ECONOMIC DEVELOPMENT FUND**

Representative Patsy Knight and Senator John Matthews presented a check to Council for the Upper Dorchester Economic Development Fund in the amount of \$300,221. These funds can be used for economic development in District 4.

**THE DORCHESTER DRAGONS COMMITTEE, SPECIAL OLYMPICS
SOUTH CAROLINA AREA 6-REQUEST FOR FUNDING**

Mr. Mike Murphy, Assistant County Coordinator for Special Olympics Dorchester Dragons Committee, South Carolina Area 6, addressed Council and requested funding for the group. This organization requested \$6,000 for equipment and uniforms. The Chairman placed this item in the Public Safety, Health, and Human Services Committee for further consideration. In addition, Council requested the group to complete a recreation grant application and bring back information on their budget and how the funds requested would be spent.

Page Four
March 17, 2008
County Council Meeting

MOTION TO AMEND THE AGENDA

5. On the motion of Mr. Davis, seconded by Mr. Rosebrock, Council voted six in favor, and one absent, to amend the agenda to hear another guest presentation.

Councilman Murphy was absent

GUESTS

Mr. Phil Jones introduced Mr. Jim Ledbetter, Executive Director of ITNCharleston Trident, "Dignified Transportation for Seniors". Mr. Ledbetter made a short presentation to Council about the organization and thanked Council for the funds that Council had donated to this organization in the past. He informed Council how well this new non-profit organization was doing at this time.

COUNTY ADMINISTRATOR'S TIME -- MR. JASON WARD

REQUEST FROM THE TOWN OF SUMMERVILLE FOR \$10,000 FOR A FIREWORKS DISPLAY

6. Mr. Davis motioned, and Mr. Murphree seconded it, to authorize the approval of the request from the Town of Summerville for \$10,000 for a Fireworks Display, which will be included in the budget for Fiscal Year 2009. This money is for the Fourth of July fireworks display and the Town of Summerville is contributing \$10,000 as well.

7. Mr. Waggoner motioned to amend the main motion, Mr. Davis seconded it, and Council voted six in favor and one absent, to place this item in the Budget, Finance, and Purchasing Committee for further consideration.

Councilman Murphy was absent.

REVIEW OF STAFF'S CONCERNS AND COMMENTS ON THE DRAFT COMPREHENSIVE PLAN UPDATE

8. On the motion of Mr. Murphree, seconded by Mr. Feltner, Council voted six in favor, and one absent, to reconvene the Comprehensive Planning Taskforce prior to sending the plan back to the BCD COG to review the staff's concerns and comments on the Draft Comprehensive Plan Update. In addition, to add one Councilman from the upper end of the County to the task force makeup, which has already been established.

Councilman Murphy was absent.

COUNTY ADMINISTRATOR'S TIME - CONTINUED

**1ST READING FOR REZONING REQUEST #590 FOR CHARLES E.
HODGE C/O DORCHESTER COUNTY COUNCIL, TMS# 122-00-00-031**

9. On the motion of Mr. Davis, seconded by Mr. Rosebrock, Council voted six in favor and one absent, to give 1st Reading to Rezoning Request #590 for Charles E. Hodge, c/o Dorchester County Council, TMS# 122-00-00-031, and to refer this item to the Planning Commission for a recommendation and the Planning, Development, and Building Committee for further consideration, and for a Public Hearing. This is a request to rezone 318.11 acres on Hodge Road (also known as the Hodge tract) from Multi-Family Residential District (R-4) to Industrial District (I).

Councilman Murphy was absent.

**1ST READING FOR REZONING REQUEST #469, FOR JOSE R. AND
ELIZABETH FUERTE, TMS #135-00-00-005**

10. Mr. Davis motioned and it was seconded by Mr. Feltner, to deny 1st Reading for Rezoning Request #469, for Jose R. and Elizabeth Fuerte, TMS #135-00-00-005. This is a request to rezone 11 acres on Dubois Road, off Central Avenue in Knightsville, from Multi-Family Residential District (R-4) to Neighborhood Commercial (CN). This request comes to Council without a recommendation from the Planning Commission.

11. Mr. Waggoner motioned to amend the main motion, and Mr. Davis seconded it, and Council voted six in favor and one absent, to give 1st Reading for Rezoning Request #469, for Jose R. and Elizabeth Fuerte, TMS #135-00-00-005, and to place this item into the Planning, Development, and Building Committee for further consideration, and for Public Hearing.

Councilman Murphy was absent.

**UPDATED COPY OF DORCHESTER COUNTY ZONING AND LAND
DEVELOPMENT STANDARDS ORDINANCE #04-13**

Mr. Ward stated that Council was provided an updated copy of the Dorchester County Zoning and Land Development Standards Ordinance #04-13, and noted that it has all changes adopted by County Council through Ordinance #07-27. This was for information only.

COUNTY ADMINISTRATOR'S TIME - CONTINUED

ADOPTION OF RESOLUTION #08-06, WORKER'S COMPENSATION FOR INMATES

12. On the motion of Mr. Davis, seconded by Mr. Waggoner, Council voted six in favor and one absent, to adopt Resolution #08-06, "Worker's Compensation for Inmates". This resolution is to cover inmates with Workers Compensation coverage. The estimated premium will be \$35,000 for Fiscal Year 2009. Inmates provide approximately \$600,000 of labor to the County each year.

Councilman Murphy was absent.

COURTHOUSE TIME CAPSULE COMMITTEE

13. On the motion of Mr. Davis, seconded by Mr. Feltner, Council voted six in favor and one absent, to appoint a Courthouse Time Capsule Committee. Representatives would be from the Upper Dorchester County Historical Society, the Summerville Preservation Society, and the other County Municipalities. The Committee's goal would be to make a recommendation on what should be included in the capsule. Each Councilman would appoint two representatives and the Chairman would appoint three. Mr. Ward asked that each Councilman have appointments by the first meeting in April if possible.

Councilman Murphy was absent.

UPDATE COMPREHENSIVE LAND USE PLANNING PROCESS

Mr. Ward updated Council on a memo prepared by Ms. Eva Lunder, Growth Manager, giving a brief update of the tasks staff members are working to move the process forward regarding the Update Comprehensive Land Use Planning Process. This was for information only. Councilman Feltner along with the other members of Council thanked Ms. Lunder and her staff on all their work on this project.

COMMITTEE REPORTS
CHAIRMAN WILLIE DAVIS , ADMINISTRATIVE AND
INTERGOVERNMENTAL AFFAIRS COMMITTEE REPORT
APPROVAL OF COMPENSATION AND CLASSIFICATION STUDY
AND FUNDING OPTION

14. Chairman Davis reported that Melissa To, Senior Compensation Consultant, Lockton Companies, LLC, presented three options for implementing the Compensation and Classification Study over two years. The Committee's recommendation to Council was for an immediate implementation of Option 3: which is a hybrid of Options 1 & 2 and requires a decrease in the structure (minimums, midpoints and maximums) by 1.5%, causing a lag in the market in 2008. Then all employees would be brought up to the minimum of their grade and into the range. The following year, there would be an adjustment to the structure for the purpose of reestablishing market competitiveness, and bringing all employees to their appropriate place in the newly adjusted salary ranges. Option 3 would affect 557 employees. The projected cost for implementing the study for the first year (2008) totaled \$1,624,555 and the projected cost for implementing the study for the second year (2009) totaled \$1,341,478. Council voted six in favor and one absent, on the recommendation from the Committee.

Councilman Murphy was absent.

CHAIRMAN MIKE MURPHREE, PUBLIC WORKS, PROPERTY AND
UTILITIES COMMITTEE
PUBLIC HEARING & 3RD READING FOR PROPOSED ORDINANCE #08-
06, TO AMEND, DORCHESTER COUNTY ZONING AND LAND
DEVELOPMENT STANDARDS ORDINANCE #04-13, IN REGARD TO
ARTICLE X SUPPLEMENTAL PROVISIONS SECTION 10.4.4 (1) (B) SO
AS TO ALLOW MOBILE HOME UNITS MANUFACTURED PRIOR TO
JUNE 15, 1976 TO REMAIN IN DORCHESTER COUNTY AND TO
PROVIDE FOR THE RELOCATION OF THE SAME WITHIN DC

15. Chairman Murphree reported a Public Hearing was held and that the Committee's recommendation to Council was for 3rd Reading for Proposed "Ordinance #08-06, to Amend, Dorchester County Zoning and Land Development Standards Ordinance #04-13, in regard to Article X Supplemental Provisions Section 10.4.4 (1) (b) so as to allow Mobile Home Units Manufactured Prior to June 15, 1976 to remain in Dorchester County and to Provide for the Relocation of the same within Dorchester County", with one amendment, to change the language from "Planning Department" to "Building Services Department". Council voted six in favor and one absent, on the recommendation.

Councilman Murphy was absent.

COMMITTEE REPORTS
PUBLIC WORKS, PROPERTY AND UTILITIES COMMITTEE
CONTINUED
MAINTENANCE OF KNIGHT'S AVENUE IN PINE HILL ACRES

Chairman Murphree reported that the Committee received an update on this matter, and this item would remain in Committee.

**REQUEST REGARDING ORDINANCE #07-10 (TRAFFIC SIGNS IN
LEGEND OAKS)**

16. Chairman Murphree reported the Committee discussed the conflict with Ordinance #07-10, Traffic/Parking Signs in Legend Oaks, regarding no parking signs in the neighborhood for parents who are dropping off children at Beech Hill Elementary. The signs read "No Standing 6:30 AM -7:30 AM and 1:30 PM - 2:30 PM". The recommendation to Council from the Committee was for the signs to be reinstalled on Master's Court and on Marshside Drive, as well as installing new signs on Old Course Drive, to ensure public safety in the area. Council voted five in favor, one opposed and one absent, on the recommendation.

Councilman Waggoner opposed and Councilman Murphy was absent.

YERBY ROAD

17. Chairman Murphree reported the Committee discussed Yerby Road and the recommendation to Council was to remove this item from the Public Works, Property and Utilities Committee Item Listing. Council voted five in favor, one opposed, and one absent, on the recommendation for removal.

Councilman Davis opposed and Councilman Murphy was absent.

**CHAIRMAN CHRIS MURPHY, PLANNING, DEVELOPMENT, AND
BUILDING COMMITTEE**

Chairman Murphy was absent, and Councilman Murphree chaired the Planning Development and Building Committee in his absence.

COMMITTEE REPORTS CONTINUED
PLANNING, DEVELOPMENT, AND BUILDING COMMITTEE
PUBLIC HEARINGS AND RECOMMENDATION FOR 2ND READING
FOR THE FOLLOWING:

REZONING REQUEST #554, JOE & VIRGINIA VON DOHLEN, TMS
#172-15-15-009

18. Chairman Murphree reported that a Public Hearing was held and the Committee's recommendation to Council was for approval for 2nd Reading for Rezoning Request #554, Joe & Virginia Von Dohlen, TMS #172-15-15-009. Council voted six in favor and one absent on the recommendation.

Councilman Murphy was absent.

REZONING REQUEST #574, BFH BUILDERS LLC; TMS #'S 135-12-02-
016, 135-12-02-017, 135-12-02-018, 135-12-02-019, 135-12-02-020, 135-12-02-
021 135-12-02-022, 135-12-02-023, 135-12-02-024, 135-12-02-025, 135-12-02-
026, 135-12-02-027, 135-12-02-028

19. Chairman Murphree reported that a Public Hearing was held and the Committee's recommendation to Council was for approval to give 2nd Reading for Rezoning Request #554, for BFH Builders LLC; TMS #'s 135-12-02-016, 135-12-02-017, 135-12-02-018, 135-12-02-019, 135-12-02-020, 135-12-02-021 135-12-02-022, 135-12-02-023, 135-12-02-024, 135-12-02-025, 135-12-02-026, 135-12-02-027, and 135-12-02-028.

20. Mr. Waggoner motioned to amend the recommendation, seconded by Mr. Feltner, and Council voted six in favor and one absent, not to give this Rezoning Request 2nd Reading at this time, to table and keep this request in Committee until more information is received.

Councilman Murphy was absent.

REZONING REQUEST #576, JOHN PAYNE; TMS #153-14-01-088
REZONING REQUEST #577, JOHN PAYNE; TMS #153-14-01-089

21. Chairman Murphree reported that Public Hearings were held and the Committee's recommendation to Council was to deny Rezoning Request #576, TMS #153-14-01-088 and Rezoning Request #577, TMS #153-14-01-089, both for Mr. John Payne. Council voted six in favor and one absent on the recommendation.

Councilman Murphy was absent.

COMMITTEE REPORTS CONTINUED
PLANNING, DEVELOPMENT, AND BUILDING COMMITTEE
PUBLIC HEARINGS AND RECOMMENDATION FOR 2ND READING
FOR THE FOLLOWING:

REZONING REQUEST #578, ARTHUR BRYNGELSON, TMS #153-00-00-056

22. Chairman Murphree reported that a Public Hearing was held and the Committee's recommendation to Council was not to give Rezoning Request #578, for Mr. Arthur Bryngelson, TMS #153-00-00-056, 2nd Reading at this time, to table and to keep in Committee until more information is received. Council voted six in favor and one absent, on the recommendation.

Councilman Murphy was absent.

REZONING REQUEST #579, DANIEL A. RICIGLIANO, JR.; TMS #161-04-01-009

23. Chairman Murphree reported that a Public Hearing was held and the Committee's recommendation to Council was for approval of 2nd Reading for Rezoning Request #579, Daniel A. Ricigliano, Jr.; TMS #161-04-01-009. Council voted six in favor and one absent on the recommendation.

Councilman Murphy was absent.

REZONING REQUEST #580, RANDAM PROPERTIES, LLC; TMS #'S 200-00-00-015 & 200-00-00-016

24. Chairman Murphree reported that a Public Hearing was held and the Committee's recommendation to Council was for approval of 2nd Reading for Rezoning Request #580, Randam Properties, LLC; TMS #'s 200-00-00-015 & 200-00-00-016. Council voted six in favor and one absent on the recommendation.

Councilman Murphy was absent.

COMMITTEE REPORTS CONTINUED
PLANNING, DEVELOPMENT, AND BUILDING COMMITTEE
PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING
FOR REZONING REQUEST #581, ELLIOT LOCKLAIR, LOCKLAIR
CONSULTING, TMS #'S122-00-00-149, 122-00-00-150 & 122-00-00-151

25. Chairman Murphree reported that a Public Hearing was held and the Committee's recommendation to Council was for approval of 2nd Reading for Rezoning Request #581, Elliot Locklair, Locklair Consulting, TMS #'s122-00-00-149, 122-00-00-150 & 122-00-00-151. Council voted six in favor and one absent on the recommendation.

Councilman Murphy was absent.

RECOMMENDATION FOR 3RD READING FOR ORDINANCE #08-05,
AMENDING THE DORCHESTER COUNTY ORDINANCE #07-29, TO
INCLUDE THE APPLICABILITY THEREOF TO RESIDENTIAL
MULTI-FAMILY DEVELOPMENT AND TO FURTHER PROVIDE FOR
ADDITIONAL EXCLUSIONS FROM THE APPLICABILITY OF THE
ORDINANCE

26. Chairman Murphree reported the Committee voted to recommend to Council for 3rd Reading of Ordinance #08-05, Amending the Dorchester County Ordinance #07-29, to include the Applicability thereof to Residential Multi-Family Development and to Further Provide for Additional Exclusions From the Applicability of the Ordinance", and to remove Section G, from the proposed Ordinance for adoption. Council voted six in favor and one absent on the recommendation.

Councilman Murphy was absent.

SOCCER FIELD ISSUE/MICHAEL CATLETT

Councilman Murphree reported that this item was tabled.

APPOINTMENTS TO BOARDS AND COMMISSIONS

TRIDENT TECHNICAL COLLEGE AREA COMMISSION

27. On the motion of Mr. Rosebrock, seconded by Mr. Feltner, Council voted six in favor and one absent, to recommend to the Governor, the reappointment of Mr. Marion C. Thompson to the Trident Technical College Area Commission.

Councilman Murphy was absent.

APPOINTMENTS TO BOARDS AND COMMISSIONS CONTINUED

DORCHESTER COUNTY FOSTER CARE REVIEW BOARD 1-B

28. On the motion of Mr. Rosebrock, seconded by Mr. Davis, Council voted six in favor and one absent, to recommend to the Governor the appointment of Ms. Virginia K. Infinger to the Foster Care Review Board 1-B.

Councilman Murphy was absent.

COUNTY ATTORNEY'S TIME

REQUEST FOR EXECUTIVE SESSION

The County Attorney made a request for Council's consideration to enter into executive session to discuss a confidential economic development project, a personnel matter and to give legal advice and discuss a public safety issue, potential litigation, and the contractual matters as listed on the agenda such as, T-Mobile Contract, the Fire/EMS Station at The Ponds and the Quail Arbor Drainage/Everett Knight issue.

EXECUTIVE SESSION 8:05 P.M.

29. On the motion of Mr. Davis, seconded by Mr. Feltner, Council voted six in favor, and one absent, to enter into Executive Session.

Mr. Murphy was absent.

RECONVENE FROM EXECUTIVE SESSION 9:40 P.M.

The County Attorney reported that in Executive Session, Council discussed all items previously announced, and no action was taken on any of the items.

ECONOMIC DEVELOPMENT PROJECT #07-02

30. On motion of Mr. Davis, seconded by Mr. Feltner, Council voted six in favor and one absent, that Dorchester County Council provide \$10,000 to assist Project #07-02 with infrastructure as it expands and adds employees. The credit will be made available in two annual installments of \$5,000 each. The firm will also be placed in the Dorchester Orangeburg Multi-County Industrial Park.

Councilman Murphy was absent.

FIRE/EMS STATION AT THE PONDS

31. On motion of Mr. Rosebrock, seconded by Mr. Feltner, Council voted six in favor and one absent, to allow Charles Blanchard Construction Corporation to withdraw its bid for the EMS/Fire Station at the Ponds based upon its error, and to authorize the architect to negotiate with Atrium Builders Inc., to arrive at an acceptable contract price and if able to do so, authorize the Administrator to execute the contract with Atrium. In addition, to further authorize the Administrator to expend an additional \$100,000 for this project.

Councilman Murphy was absent.


CONTRACT WITH T MOBILE

32. On the motion of Mr. Feltner, seconded by Mr. Rosebrock, Council voted six in favor and one absent, to authorize the Administrator to negotiate a contract with T Mobile, as discussed in Executive Session.

Councilman Murphy was absent.

ADJOURNMENT 9:40 P.M.

33. On the motion of Mr. Rosebrock, seconded by Mr. Murphree, Council voted six in favor and one absent, to adjourn.


Sandy Lawley, Clerk to Council

**AGENDA
DORCHESTER COUNTY COUNCIL
AND
ST. GEORGE TOWN COUNCIL
SPECIAL CALLED JOINT COUNCIL MEETING
GREATER SUMMERVILLE DORCHESTER COUNTY
CHAMBER OF COMMERCE
402 NORTH MAIN STREET
SUMMERVILLE, SC
MARCH 25, 2008
11:00 A.M.**

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

-Executive Session -Contractual Matter

-St. George Wasterwater System and Treatment Plant

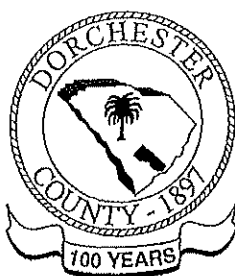
3. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNER

CHRISTOPHER J. MURPHY

MIKE MURPHREE

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET

ST. GEORGE, SOUTH CAROLINA 29477

(843) 563-0196 FAX (843) 563-0137

SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

MINUTES

JOINT SPECIAL CALLED MEETING DORCHESTER COUNTY COUNCIL

AND

ST. GEORGE TOWN COUNCIL GREATER SUMMERVILLE DORCHESTER COUNTY

CHAMBER OF COMMERCE

402 NORTH MAIN STREET

SUMMERVILLE, SOUTH CAROLINA

MARCH 25, 2008

11:00 A.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: DORCHESTER COUNTY COUNCIL

Mr. Larry Hargett – Chairman
Mr. Willie Davis – Vice Chairman
Mr. Jamie Feltner
Mr. Mike Murphree (Arrived Later in the Meeting)
Mr. Chris Murphy
Mr. Richard Rosebrock
Mr. Kenneth F. Waggoner
Mr. Jason Ward – County Administrator
Mr. John Frampton – County Attorney
Mrs. Gina R. Sams – Sr. Admin. Asst. to Council

PRESENT: ST. GEORGE TOWN COUNCIL

Ms. Anne Johnston - Mayor
Mr. Charles Weeks
Mr. Darrell Hinton
Mr. Edward Jordan
Ms. Clatine Barton
Ms. Margie Ladson (Arrived Later in the Meeting)
Mr. Jason C. Purvis – Town Administrator
Ms. Annette L. Moore – Clerk/Treasure

Page Two
March 25, 2008
Dorchester County Council & St. George Town Council
Joint Special Called Meeting

Chairman Hargett called the meeting to order and Mr. Rosebrock gave the Invocation.

**COUNTY ATTORNEY'S TIME-MR. JOHN FRAMPTON
REQUEST FOR EXECUTIVE SESSION**

County Attorney, John Frampton, requested to enter into executive session to discuss a contractual matter concerning the St. George Wastewater System and Treatment Plant.

EXECUTIVE SESSION 11:05 A.M.

1. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted six in favor and one absent, to enter into Executive Session.

Mr. Murphree was absent.

St. George Town Council motioned and voted in favor to enter into Executive Session for the purpose of discussing a contractual matter relating to the County's purchase of the St. George Wastewater System and Treatment Plant; Council voted unanimously in favor of the motion.

RECONVENE FROM EXECUTIVE SESSION 2:52 P.M.

The County Attorney reported that in Executive Session, Dorchester County Council and St. George Town Council conducted negotiations concerning a contractual arrangement between the County and the Town of St. George for the purchase of the St. George Wastewater System and Treatment Plant and no actions were taken.

**PROPOSAL OF PURCHASE OF ST. GEORGE WASTEWATER SYSTEM
AND TREATMENT PLANT**

2. On the motion by Mr. Davis, seconded by Mr. Murphy, County Council voted unanimously in favor for Dorchester County to proceed with the purchase of the St. George Wastewater Plant and Wastewater System, including all collection lines and pump station for the purchase price of \$1.9M. The existing USDA Water and Sewer debt would be paid off out of the purchase price. Additionally, the County will transfer to the Town, the County's water service area, lying to the East of U.S. Hwy. 15 and bounded on the North by Spring Road, and the County agrees to partner with the Town, for the Town to provide residential and commercial water service, but not industrial water service to those areas of the County's water service area to the West of US Hwy. 15. The County would continue to provide industrial water service to this area. The rate phase in which has previously been discussed would also continue, as well as, the employment by the County of qualified Town sewer employees.

Page Three
March 25, 2008
Dorchester County Council & St. George Town Council
Joint Special Called Meeting

**CONTINUED-PROPOSED PURCHASE OF ST. GEORGE
WASTEWATER SYSTEM AND TREATMENT PLANT**

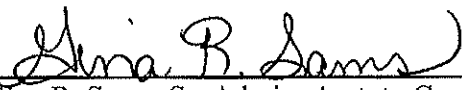
Mayor Johnston called the St. George Town Council meeting to order.

St. George Town Council motioned and voted in favor of reviewing the County's proposal, and requested the Town Administrator, Jason Purvis, to set up a Town Council Meeting on April 1, 2008, for the purpose of discussing the purchase proposal of the St. George Wastewater System and Treatment Plant.

ADJOURNMENT 2:57 P.M.

3. On the motion of Mr. Rosebrock, seconded by Mr. Feltner, Council voted unanimously in favor to adjourn.

St. George Town Council motioned and voted in favor to adjourn; time of adjournment time was 2:59 p.m.



Gina R. Sams, Sr. Admin. Asst. to Council

AGENDA
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
APRIL 7, 2008
7:00 P.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from March 17, 2008, County Council Meeting and the March 25, 2008, Joint Special Called County Council & St. George Town Council Meeting
- Recognition of Service for County Employees
- Public Hearing and Adoption of Resolution # 08-07,
“Resolution in Support of the Issuance by the South Carolina Jobs-Economic Development Authority of its Economic Development Revenue Bonds (Summerville Family YMCA), Series 2008, Pursuant to the Provisions of Title 41, Chapter 43, of The Code of Laws of South Carolina 1976, as Amended in the Aggregated Principal Amount of not Exceeding \$4,000,000”
- Correspondence

3. GUEST

- Mr. Jerry Mussleman, Chairman Board of Directors, Dorchester Interfaith Outreach Ministries, Presentation Programs Status Offered/Contributions Ministries Make to Community
- Mrs. Carolyn Tomlinson, Director of Recycling and Education- SCDHEC Award Presentation to DC Public Works/Recycling, “Outstanding Local Government Used Oil Recycling Program”
- Representative Patsy Knight and Ms. Tesa Griffin, SCDOT Liaison for Transportation Programs, SC I-95 and US Highway 178 Beautification Project

4. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- Recommendation for 3rd Reading Rezoning Request #554, Joe & Virginia Von Dohlen, TMS #172-15-15-009
- Recommendation for 3rd Reading Rezoning Request #579, Daniel A. Ricigliano, Jr., TMS #161-04-01-009
- Recommendation for 3rd Reading Rezoning Request #580, Randam Properties, LLC; TMS #'s 200-00-00-015 & 200-00-00-016
- Recommendation for 3rd Reading Rezoning Request #581, E. Locklair, Locklair Consulting, TMS #'s 122-00-00-149, 122-00-00-150 & 122-00-00-151
- 1st Reading Proposed Ordinance to Amend “Dorchester County Ordinance #92-15, As Subsequently Amended by Dorchester County Ordinances #94-03, #05-02, #06-20 and #07-01, so as to Delete the Exception for the Vehicle Operated by the Director of Planning and Codes from the Requirement that all Vehicles be Garaged at the Appropriate County Building
- Request for Funding for Financial Literacy Program

5. COMMITTEE REPORTS

Chairman Hargett, Water and Sewer Committee

- Recommendation for Water Service for S.C. Employment Security Commission, TMS #129-00-00-135 and a portion of TMS #129-00-00-131
- Recommendation for Water and Sewer Service for Lowe's Portion of TMS #171-00-00-209
- Recommendation for Water Service Legend Oaks Golf Course Maintenance Facility, TMS #160-00-00-001
- Request for Water Service – Ashley Phosphate Office Park, TMS #172-00-00-014
- Impact Fees and Capacity Fees
- Dorchester County Project Status Report

Chairman Murphy, Planning, Development and Building Committee Report

- Public Hearings and Recommendation for 2nd Reading for Rezoning Request #575, Dr. Allen Blalock; TMS #008-00-00-085
- Recommendation for 2nd Reading for Rezoning Request #574, BFH Builders LLC; TMS #'s 135-12-02-016, 135-12-02-017, 135-12-02-018, 135-12-02-019, 135-12-02-020, 135-12-02-021 135-12-02-022, 135-12-02-023, 135-12-02-024, 135-12-02-025, 135-12-02-026, 135-12-02-027, 135-12-02-028

6. APPOINTMENTS TO BOARDS AND COMMISSIONS

7. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- Executive Session
 - Legal Advice
 - Road Closing
 - RFP
 - Ongoing Litigation
 - Water and Sewer
 - Contractual Matters
 - Ashley River Park Foundation
 - Real Estate
 - Personnel Matter
 - Confidential Economic Development Project

8. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNEI

CHRISTOPHER J. MURPHY

MIKE MURPHREE

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET
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SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

MINUTES

DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
APRIL 7, 2008
7:00 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Willie Davis – Vice Chairman
Mr. Chris Murphy
Mr. Mike Murphree
Mr. Kenneth F. Waggoner
Mr. Jamie Feltner
Mr. Richard Rosebrock
Mr. Jason Ward – County Administrator
Ms. Ashley Jacobs – Deputy County Administrator
Mr. John Frampton – County Attorney
Mrs. Sandy Lawley – Clerk to Council

Chairman Hargett called the meeting to order, and Mr. Jason Ward gave the Invocation.

REQUESTS TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council, and the following citizens replied:

- Dr. Allen Blalock, Southern Port Services, addressed Council and spoke in favor of Rezoning Request #575, which is Dr. Blalock's request.

REQUESTS TO ADDRESS COUNCIL- CONTINUED

- Mr. Danny Byrd addressed Council regarding Rezoning Request #575. Mr. Byrd lives in the area that the rezoning would occur and spoke in opposition of the request and asked County Council not to approve the rezoning request.
- Mrs. Alice Byrd addressed Council regarding Rezoning Request #575. Mrs. Byrd lives in the area that the rezoning would occur and was not in favor of this request. She encouraged Council to visit the area and see the community and requested that Council not support this request.
- Mr. Barry Lloyd addressed Council regarding Rezoning Request #575. Mr. Lloyd lives in the area that the rezoning would occur and was not in favor of this request.
- Mr. Ordie Brown addressed Council regarding the paving of Neighborhood Drive and was not in favor of the request by the County for a 50-foot right-of-way.
- Mr. Buzzy Charpia addressed Council regarding the proposal of an Ordinance to eliminate Motor Vehicle Taxes for people 65 years or older in Dorchester County. Chairman Hargett asked Mr. Charpia to put his proposal in writing and submit it to the County Administrator.

ADOPTION OF MINUTES FROM THE MARCH 17, 2008, COUNTY COUNCIL MEETING AND MARCH 10, 2008, JOINT SPECIAL CALLED COUNTY COUNCIL/TOWN COUNCIL MEETING

1. On the motion of Mr. Rosebrock, seconded by Mr. Davis, Council voted unanimously to adopt the Minutes from the March 17, 2008, County Council Meeting and from the March 25, 2008, Joint Special Called County Council/Town Council Meeting.

DORCHESTER COUNTY EMPLOYEE RECOGNITION PROGRAM

Dorchester County Council recognized county employees for their years of dedicated service to the Dorchester County.

**PUBLIC HEARING AND ADOPTION OF RESOLUTION # 08-07,
"RESOLUTION IN SUPPORT OF THE ISSUANCE BY THE SOUTH
CAROLINA JOBS-ECONOMIC DEVELOPMENT AUTHORITY OF ITS
ECONOMIC DEVELOPMENT REVENUE BONDS (SUMMERVILLE
FAMILY YMCA), SERIES 2008, PURSUANT TO THE PROVISIONS OF
TITLE 41, CHAPTER 43, OF THE CODE OF LAWS OF SOUTH
CAROLINA 1976, AS AMENDED IN THE AGGREGATED PRINCIPAL
AMOUNT OF NOT EXCEEDING \$4,000,000"**

Chairman Hargett opened a Public Hearing in support of Resolution #08-07, stating, "Resolution in Support of the Issuance by the South Carolina Jobs-Economic

PUBLIC HEARING AND ADOPTION OF RESOLUTION # 08-07,
CONTINUED

Development Authority of its Economic Development Revenue Bonds (Summerville Family YMCA), Series 2008, Pursuant to the Provisions of Title 41, Chapter 43, of The Code of Laws of South Carolina 1976, as Amended in the Aggregated Principal Amount of not Exceeding \$4,000,000", for the YMCA. The YMCA will use these funds to construct and equip the new facility at "The Ponds" and refund the Series 2002 Bonds.

Hearing no public comments, Chairman Hargett closed the public hearing.

2. On the motion of Mr. Murphy, seconded by Mr. Murphree, Council voted unanimously to adopt Resolution #08-07, "Resolution in Support of the Issuance by the South Carolina Jobs-Economic Development Authority of its Economic Development Revenue Bonds (Summerville Family YMCA), Series 2008, Pursuant to the Provisions of Title 41, Chapter 43, of The Code of Laws of South Carolina 1976, as Amended in the Aggregated Principal Amount of not Exceeding \$4,000,000". This Resolution is a requirement for the bonds to be issued and the County has no obligation to repay these bonds. The YMCA will use these funds to construct and equip the new facility at "The Ponds" and refund the Series 2002 Bonds.

CORRESPONDENCE

The County Administrator informed Council about a letter of Notice from Department of Health and Environmental Control, stating that the U.S. Environmental Protection Agency has tightened the National Ambient Air Quality Standard for ground-level ozone to .075 parts per million and the secondary standard to .075 parts per million. He stated that our area is currently in attainment, but the County will have to work to make sure we meet the standards so our designation does not change.

The County Administrator informed Council that the South Carolina Department of Health and Environmental Control's Office of Ocean and Coastal Resource Management is accepting applications for its Marine Debris removal program. The applications are due in September and require a 25% local match. The maximum award will be \$50,000. He requested Council to let staff know if they have a project, they would like the County to pursue.

The County Administrator informed Council that Time Warner Cable sent a notice of developments affecting cable service in Dorchester County. Time Warner has programming service agreements with several channels that they are seeking to renew to continue carrying. He reported to Council that the letter they sent had a list attached to it.

CORRESPONDENCE – CONTINUED

The County Administrator informed Council that the State Budget and Control Office of Research and Statistics has set the millage cap for Dorchester County at 7.7% for FY 2008-2009 based on a 2.9% CPI for calendar year 2006- to 2007 and 4.9% population increase from 2006 to 2007.

GUESTS

MR. JERRY MUSSELMAN AND MR. COLIN MARTIN, PALMETTO HOUSE

Mr. Jerry Musselman, Chairman of the Board of Directors, and Mr. Colin Martin, Board Member, of the Dorchester Interfaith Outreach Ministries, addressed Council. Mr. Musselman gave Council a brief update on the programs that are offered, along with other contributions that the Ministries make to the Community. He also gave Council an update on the Palmetto House, which is a non-profit soup kitchen and homeless shelter for those who find themselves temporarily homeless. The Palmetto House was founded in 1989, as a direct result of Hurricane Hugo. Mr. Musselman provided Council with the number of families and individuals that were provided shelter and assistance, along with the number of meals served over the past year.

Mr. Martin addressed Council regarding the Palmetto House and shared some of his experiences in volunteering at the shelter. In addition, Mr. Martin requested funding from the County and explained that the new shelter, which was recently completed and paid for by grants and fund raising, was costing more than the Board had budgeted to operate. He requested financial support for the Palmetto House to be included in the County Budget for the upcoming year. The request was for \$36,000 annually, with payments made quarterly. Mr. Martin thanked Council for their time and past support.

3. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to place the request for \$36,000 by the Palmetto House, into the Budget, Finance, and Purchasing Committee for consideration in the FY 2008-2009 County Budget.

MRS. CAROLYN TOMLINSON, DIRECTOR OF RECYCLING AND EDUCATION

Mrs. Carolyn Tomlinson, Director of Recycling and Education, made a presentation to Council for a South Carolina Department of Health and Environmental Control Award that Dorchester County Public Works/Recycling recently won. It was the "Outstanding Local Government Used Oil Recycling Program Award". She also informed Council of the Kick Off for the Great American Cleanup that runs from April 1 until the end of May. Council thanked Mrs. Tomlinson for all of her hard work and the award.

GUESTS - CONTINUED

**HOUSE REPRESENTATIVE PATSY KNIGHT AND MS. TESA GRIFFIN,
SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION**

South Carolina House Representative Patsy Knight and Ms. Tesa Griffin, with the South Carolina Department of Transportation, Liaison for Transportation Programs, addressed Council regarding a Beautification Project for SC Interstate 95 and US Highway 178. Representative Knight requested the County consider matching a SCDOT Beautification Grant Application for making improvements to the I-95/US Hwy 178 interchange. This is the first interchange in Dorchester County coming down I-95. Ms. Griffin made a presentation on the project and showed Council how other counties and cities had completed projects in their areas. She stated that each project/interchange was limited to \$250,000 and the County would be responsible for the maintenance of the landscape and interchange site. The first step for the County would be to meet with a landscape architect, however for the County to be reimbursed for any work done by the architect, a Participation Agreement with DOT, would have to be signed by the County first. Ms. Griffin stated that the architect for the South Carolina Department of Highways and Public Transportations was Mr. Timothy Edwards and he would be glad to recommend an Architect to the County.

4. On the motion of Mr. Rosebrock, seconded by Mr. Davis, Council voted unanimously to refer this item to the Budget, Finance, and Purchasing Committee for consideration in the upcoming budget.

COUNTY ADMINISTRATOR'S TIME - MR. JASON WARD

**3RD READING REZONING REQUEST #554, JOE & VIRGINIA VON
DOHLEN, TMS #172-15-15-009**

5. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to give 3rd Reading to Rezoning Request #554, Joe & Virginia Von Dohlen, TMS #172-15-15-009.

**3RD READING REZONING REQUEST #579, DANIEL A. RICIGLIANO,
JR.; TMS #161-04-01-009**

6. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted unanimously to give 3rd Reading to Rezoning Request #579, Daniel A. Ricigliano, Jr.; TMS #161-04-01-009.

COUNTY ADMINISTRATOR'S TIME – CONTINUED

3RD READING REZONING REQUEST #580, RANDAM PROPERTIES, LLC; TMS #'S 200-00-00-015 & 200-00-00-016

7. On the motion of Mr. Rosebrock, seconded by Mr. Murphy, Council voted unanimously to give 3rd Reading to Rezoning Request #580, Randam Properties, LLC; TMS #'s 200-00-00-015 & 200-00-00-016.

3RD READING FOR REZONING REQUEST #581, ELLIOT LOCKLAIR, LOCKLAIR CONSULTING, TMS #'S 122-00-00-149, 122-00-00-150 & 122-00-00-151

8. On the motion of Mr. Murphy, seconded by Mr. Murphree, Council voted unanimously to give 3rd Reading to Rezoning Request #581, E. Locklair, Locklair Consulting, TMS #'s 122-00-00-149, 122-00-00-150, & 122-00-00-151.

1ST READING PROPOSED ORDINANCE TO AMEND "DORCHESTER COUNTY ORDINANCE #92-15, AS SUBSEQUENTLY AMENDED BY DORCHESTER COUNTY ORDINANCES #94-03, #05-02, #06-20 AND #07-01, SO AS TO DELETE THE EXCEPTION FOR THE VEHICLE OPERATED BY THE DIRECTOR OF PLANNING AND CODES FROM THE REQUIREMENT THAT ALL VEHICLES BE GARAGED AT THE APPROPRIATE COUNTY BUILDING

9. On the motion of Mr. Davis, seconded by Mr. Feltner, Council voted five in favor, and two abstentions, to give 1st Reading to a proposed Ordinance to Amend "Dorchester County Ordinance #92-15, As Subsequently Amended by Dorchester County Ordinances #94-03, #05-02, #06-20 and #07-01, so as to Delete the Exception for the Vehicle Operated by the Director of Planning and Codes from the Requirement that all Vehicles be Garaged at the Appropriate County Building".

Council Members Rosebrock and Murphy abstained.

REQUEST FOR FUNDING FOR FINANCIAL LITERACY PROGRAM

10. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted six in favor, and one opposed, to refer the request for funding for the Financial Literacy Program to the Budget, Finance, and Purchasing Committee for further consideration. This is a request for \$20,000 to train 165 citizens in financial literacy.

Councilman Murphree opposed.

COMMITTEE REPORTS

Chairman Hargett passed the gavel to Vice Chairman Davis, and then gave his Committee report.

CHAIRMAN LARRY HARGETT, WATER AND SEWER COMMITTEE

**RECOMMENDATION FOR WATER SERVICE FOR S.C.
EMPLOYMENT SECURITY COMMISSION, TMS #129-00-00-135 AND A
PORTION OF TMS #129-00-00-131**

11. Chairman Hargett reported that the Water and Sewer Committee discussed this issue and, the Committee voted unanimously to recommend Council's approval to the request for wastewater service for the S.C. Employment Security Commission, TMS #129-00-00-135, and a portion of TMS #129-00-00-13. Council voted unanimously in favor of the recommendation.

**RECOMMENDATION FOR WATER AND SEWER SERVICE FOR
LOWE'S PORTION OF TMS #171-00-00-209**

12. Chairman Hargett reported that the Water and Sewer Committee discussed this issue and the Committee voted unanimously to recommend approval of the request for water and sewer service for Lowe's portion of TMS #171-00-00-209. Council voted unanimously in favor of the recommendation.

**RECOMMENDATION FOR WASTEWATER SERVICE LEGEND OAKS
GOLF COURSE MAINTENANCE FACILITY, TMS #160-00-00-001**

13. Chairman Hargett reported that the Water and Sewer Committee discussed this issue and the Committee voted unanimously to recommend approval to the request for wastewater service to Legend Oaks Golf Course Maintenance Facility, TMS #160-00-00-001. Council voted unanimously in favor of the recommendation.

**REQUEST FOR WATER SERVICE – ASHLEY PHOSPHATE OFFICE
PARK, TMS #172-00-00-014**

14. Chairman Hargett reported that the Committee voted unanimously to recommend to Council, for Dorchester County Public Works to proceed with the investigation of the alternate proposal of the release or swap of service area with Charleston Water System for providing water service to Ashley Phosphate Office Park, TMS #172-00-00-014. This proposal would be contingent upon the acceptance of Charleston Water System. Council voted unanimously in favor of the recommendation.

COMMITTEE REPORTS
WATER AND SEWER COMMITTEE REPORT CONTINUED
IMPACT FEES AND CAPACITY FEES

Chairman Hargett reported that the Water and Sewer Committee discussed this issue and no action was taken.

DORCHESTER COUNTY PROJECT STATUS REPORT

Chairman Hargett reported that the Water and Sewer Committee received an updated Dorchester County Project Status Report and no action was taken.

Vice Chairman Davis passed the gavel back to Chairman Hargett.

CHAIRMAN CHRIS MURPHY, PLANNING, DEVELOPMENT, AND
BUILDING COMMITTEE
PUBLIC HEARINGS AND RECOMMENDATION FOR 2ND READING FOR
REZONING REQUEST #575, DR. ALLEN BLALOCK; TMS #008-00-00-085

15. Chairman Murphy reported that the Committee conducted a Public Hearing and the recommendation to Council was to give 2nd Reading to Rezoning Request #575 for Dr. Allen Blalock, TMS #008-00-00-085.

16. Mr. Rosebrock motioned to amend the recommendation, seconded by Mr. Davis, and Council voted six in favor, and one abstention, to table this request and leave in Committee for further consideration.

Councilman Murphree abstained.

RECOMMENDATION 2ND READING - REZONING REQUEST #574, BFH
BUILDERS LLC; TMS #'S 135-12-02-016, 135-12-02-017, 135-12-02-018,
135-12-02-019, 135-12-02-020, 135-12-02-021 135-12-02-022, 135-12-02-023,
135-12-02-024, 135-12-02-025, 135-12-02-026, 135-12-02-027, 135-12-02-028

17. Chairman Murphy reported the Committee's recommendation to Council was to give 2nd Reading to Rezoning Request #554, for BFH Builders LLC; TMS #'s 135-12-02-016, 135-12-02-017, 135-12-02-018, 135-12-02-019, 135-12-02-020, 135-12-02-021 135-12-02-022, 135-12-02-023, 135-12-02-024, 135-12-02-025, 135-12-02-026, 135-12-02-027, and 135-12-02-028. Council voted five in favor and two opposed, on the recommendation. The County Attorney stated that this does not violate the Moratorium Ordinance.

Council Members Rosebrock and Feltner were opposed.

APPOINTMENTS TO BOARDS AND COMMISSIONS

DORCHESTER COUNTY FOSTER CARE REVIEW BOARD 1-B

18. On the motion of Mr. Rosebrock, seconded by Mr. Murphy, Council voted unanimously to recommend to the Governor the reappointment of Mrs. Carolyn Westbury Baker to the Foster Care Review Board 1-B.

DORCHESTER COUNTY BOARD OF DISABILITIES AND SPECIAL NEEDS

19. On the motion of Mr. Rosebrock, seconded by Mr. Waggoner, Council voted unanimously to recommend to the Governor the reappointment of Ms. Shirley J. Lang to the Dorchester County Board of Disabilities and Special Needs.

BCD-COG FULL BOARD

20. On the motion of Mr. Murphy, seconded by Mr. Murphree, Council voted unanimously on the appointment of Mr. Sean Bennett to the Berkeley-Charleston-Dorchester Council of Governments Full Board.

TRIDENT WORKFORCE DEVELOPMENT BOARD

21. On the motion of Mr. Murphy, seconded by Mr. Waggoner, Council voted unanimously on the appointment of Mr. Tommy Pruitt to the Trident Workforce Development Board to fill the private sector vacancy representing Dorchester County.

COUNTY ATTORNEY'S TIME

REQUEST FOR EXECUTIVE SESSION

The County Attorney made a request for Council's consideration to enter into executive session to give legal advice concerning road-closing procedures, an RFP for a Chief Information Officer, a pending lawsuit involving the Sheriff and the Administrator, and the water and sewer agreement with the Town of St. George. In addition, to discuss two contractual matters, those being the Bacons Bridge Road Park, and a real estate matter, and to discuss one personnel matter and a confidential economic development prospect.

Page Ten
April 7, 2008
County Council Meeting

EXECUTIVE SESSION 8:20 P.M.

22. On the motion of Mr. Davis, seconded by Mr. Waggoner, Council voted unanimously to enter into Executive Session.

RECONVENE FROM EXECUTIVE SESSION 10:19 P.M.

The County Attorney reported that in Executive Session, Council discussed all items previously announced, and no action was taken on any of the items.

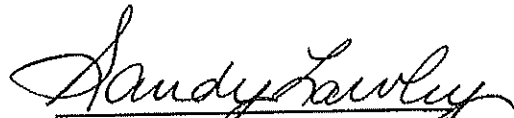
PROJECT #08-15

23. On the motion of Mr. Waggoner, seconded by Mr. Davis, Council voted three in favor, and four opposed, for Council to approve funding in the amount of \$10,000 for Project #08-15, for Real Estate Services.

Council Members Rosebrock, Murphree, Feltner and Murphy opposed.

ADJOURNMENT 10:26 P.M.

24. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to adjourn.


Sandy Lawley, Clerk to Council

AGENDA
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
APRIL 21, 2008
7:00 P.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from April 7, 2008, County Council Meeting
- Correspondence

3. COUNCIL MEMBER'S TIME MR. JAMIE FELTNER

- 1st Reading for Rezoning Request #592, for Dorchester County Council, TMS #161-01-04-006

4. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- Request for Funding – Town of Reevesville
- Request for Funding – BCD-COG Partnership/Charleston Regional Minority Businesses
- Update on Lake Marion Regional Water System
- 3rd Reading for Rezoning Request #574, BFH Builders LLC; TMS #s 135-12-02-016, 135-12-02-017, 135-12-02-018, 135-12-02-019, 135-12-02-020, 135-12-02-021 135-12-02-022, 135-12-02-023, 135-12-02-024, 135-12-02-025, 135-12-02-026, 135-12-02-027, 135-12-02-028
- 2nd Reading Proposed Ordinance to Amend “Dorchester County Ordinance #92-15, As Subsequently Amended by Dorchester County Ordinances #94-03, #05-02, #06-20 and #07-01, so as to Delete the Exception for the Vehicle Operated by the Director of Planning and Codes from the Requirement that all Vehicles be Garaged at the Appropriate County Building
- 1st Reading for Rezoning Request #585, for Michail and Youlia Apostolov, TMS #145-07-04-024
- 1st Reading for Rezoning Request #586, for Michail and Youlia Apostolov, TMS #145-07-04-025
- Update on RFP for Transportation Master Plan
- Update on RFP for Parks and Recreation Master Plan

5. COMMITTEE REPORTS

Chairman Murphy, Planning, Development and Building Committee Report

- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #590 for Charles E. Hodge c/o Dorchester County Council, TMS# 122-00-00-031

Page Two
County Council Agenda
April 21, 2008

6. APPOINTMENTS TO BOARDS AND COMMISSIONS

7. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- Executive Session
- Contractual Matters
 - Lease Agreement for the Public Defender's Office
 - Lease of Property to Summerville Soccer Club
 - Agreements for Temporary Appraisers
- Confidential Economic Development Projects
- Personnel Matter

8. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNER

CHRISTOPHER J. MURPHY
MIKE MURPHREE

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET
ST. GEORGE, SOUTH CAROLINA 29477
(843) 563-0196 FAX (843) 563-0137
SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

MINUTES
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
APRIL 21, 2008
7:04 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Willie Davis – Vice Chairman
Mr. Chris Murphy
Mr. Mike Murphree
Mr. Kenneth F. Waggoner
Mr. Jamie Feltner
Mr. Richard Rosebrock
Mr. Jason Ward – County Administrator
Ms. Ashley Jacobs – Deputy County Administrator
Mr. John Frampton – County Attorney
Mrs. Sandy Lawley – Clerk to Council

Chairman Hargett called the meeting to order, and Reverend Craig Crosby gave the Invocation.

REQUESTS TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council, and the following citizens replied.

REQUESTS TO ADDRESS COUNCIL- CONTINUED

- Mrs. Mary Shahid, attorney with McNair Law Firm, representing members of the Ashborough Civic Association, addressed Council regarding the proposed Rezoning Request #592, Woodlake II, TMS #161-10-04-006. She spoke in favor of the proposed rezoning of this property from R-4 (Multi-Family Residential District) to R-1 (Single-Family Residential District). Mrs. Shahid also addressed problems that the current property zoning would create if multi-family dwellings were built back on this property, such as insufficient drainage, which would cause severe drainage issues. (*Mrs. Shahid used her allotted time and the time allotted for Catherine Berkey, Ferris Durdon, III, and Doug and Denise Hayden.)
- Ms. Natalie Applebee addressed Council regarding the proposed Rezoning Request #592, Woodlake II, TMS #161-10-04-006. She spoke in favor of the proposed rezoning of this property from R-4 (Multi-Family Residential District) to R-1 (Single-Family Residential District). Ms. Applebee addressed the issue of building multi-family dwellings on this property and the problems that it would cause to surrounding properties, as far as flooding. (*Ms. Applebee used her allotted time and the time allotted for Mr. Tyler Smith.)
- Mr. Mike Hobson addressed Council regarding the proposed Rezoning Request #592, Woodlake II, TMS #161-10-04-006. He spoke in favor of the proposed rezoning of this property from R-4 (Multi-Family Residential District) to R-1 (Single-Family Residential District). Mr. Hobson explained that he currently experiences flooding on his property and is concerned that if the property in question is not rezoned to R-1, then more severe flooding could occur.
- Ms. Andrea Andreios addressed Council regarding the proposed Rezoning Request #592, Woodlake II, TMS #161-10-04-006. She spoke in favor of the proposed rezoning of this property from R-4 (Multi-Family Residential District) to R-1 (Single-Family Residential District). She stated that she already had serious drainage issues and felt if the property was not rezoned it would cause more flooding on her property.
- Mr. James B. Hamilton, II, member of the Pratt Family Limited Partnership, who owns the property, identified with the TMS #161-10-04-006, addressed Council. He requested the property not be rezoned and requested Council's support to allow his family to continue with the development of the property. In addition, Mr. Hamilton stated that his family had followed all of the proper procedures/regulations and felt the development would be a benefit to the property and to the neighborhood.
- Mr. Ross Hamilton, member of the Pratt Family Limited Partnership, who owns the property, identified with the TMS #161-10-04-006, addressed Council. He also requested that Council not support the rezoning request. In addition, he described the development that has been planned for the property and stated that he felt it would be an asset to the area.

REQUESTS TO ADDRESS COUNCIL- CONTINUED

- Mrs. Candace Pratt, member of the Pratt Family Limited Partnership, who owns the property, identified with the TMS #161-10-04-006, addressed Council. She informed Council that the Pratt Family had only recently purchased the property and planned to develop high quality Town Houses on the property. In addition, she stated that they have left 50% of the land to allow them to create proper drainage, so no additional drainage burden would be placed on the surrounding properties. Mrs. Pratt feels that the development would be a great asset to the community and requested Council's support of the development.
- Mr. Ronnie Judy addressed Council regarding his opposition of the proposed audit of the Dorchester County Auditor's Office. In addition, he requested Council consider placing a referendum on the November ballot for a Council/Supervisor Form of Government. Mr. Judy also expressed his opposition to the possibility of the County purchasing the St. George Wastewater Treatment Plant.

ADOPTION OF MINUTES FROM THE APRIL 7, 2008, COUNTY COUNCIL MEETING

1. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted unanimously to adopt the Minutes from the April 7, 2008, County Council Meeting.

MOTION TO AMEND THE AGENDA

Chairman Hargett requested a motion to amend the agenda to add two items to the agenda for discussion. The first item was a letter from the Dorchester County Board of Elections and Registration, to be discussed once the amendment to the agenda was approved. The second item was an Agreement with the Town of St. George regarding the purchase of the St. George Sewer Treatment Plant, and this would be discussed in executive session.

2. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted unanimously to amend the agenda to address two new additional items.

DORCHESTER COUNTY BOARD OF ELECTIONS AND REGISTRATION REQUEST REF: POLL WORKERS

Chairman Hargett read a portion of a letter from the Dorchester County Board of Elections and Registration, requesting that poll workers are considered "Special Temporary Employees", and exempt from normal hiring procedures except those directly required by the State and Federal Laws.

**DORCHESTER COUNTY BOARD OF ELECTIONS AND
REGISTRATION REQUEST REF: POLL WORKERS -CONTINUED**

3. On the motion Mr. Rosebrock, seconded by Mr. Feltner, Council voted of six in favor, and one abstention, approving that poll workers could now be considered "Special Temporary Employees", and exempt from normal hiring procedures except those directly required by the State and Federal Laws. The poll workers would only be required to fill out the following forms, a W-4, I-9, 1104 (exemption from the Retirement System unless the worker was already in the Retirement System), and a poll worker application form, developed by the Elections Office, and this would put the County in compliance with the Internal Revenue Service.

Councilman Davis abstained.

CORRESPONDENCE

The County Administrator informed Council of a letter sent to Mr. Odie Brown informing him that additional right-of-way was required for drainage improvements on Neighborhood Drive.

The County Administrator informed Council of a letter the County received from the Department of Health and Environmental Control, Bureau of Land and Waste Management. He stated that DHEC issued a General Mining Permit to Malphrus Construction Company for sand/clay or topsoil for TMS# 104-00-00-029, on the south side of Wire Road between Sandridge Road and Smoak Road.

The County Administrator informed Council of a letter the County received regarding a "Notice of Annexation". He stated that the City of North Charleston annexed an approximate 2-acre tract, TMS#181-00-00-043, located at 8541 Dorchester Road (near Coosaw Creek Blvd) with a zoning designation of B-2 (General Business).

**COUNCIL MEMBER'S TIME – MR. JAMIE FELTNER
1ST READING FOR REZONING REQUEST #592**

4. On the motion of Mr. Feltner, seconded by Mr. Rosebrock, Council voted four in favor, and three opposed, to give 1st Reading to Rezoning Request #592, for Dorchester County Council, TMS #161-01-04-006, and to refer this item to the Planning Commission and the Planning, Development, and Building Committee for recommendations back to Council. This is a request to rezone .794 acre on Woodlake Drive from R-4 (Multi-family Residential) to R-1 (Single Family Residential).

Council Members Hargett, Murphy, and Murphree opposed.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

REQUEST FOR FUNDING – TOWN OF REEVESVILLE

The County Administrator informed Council that the Town of Reevesville was requesting funding in the amount of \$2,000 for the Magnolia Parade Day. In addition, the County received a request for an emergency road improvement for \$1,225 for 125 Dolly Lane in Harleyville.

5. On the motion of Mr. Davis, seconded by Mr. Waggoner, Council voted six in favor and one opposed, to give \$1,000 the Town of Reevesville for the Magnolia Parade Day Parade, and to transfer \$1,225 to the Public Works Department to fulfill the request for an emergency road improvement for 125 Dolly Lane in Harleyville. The funding for these items will come from the County Council Contingency Fund.

Councilman Murphree opposed.

REQUEST FOR FUNDING – BCD COG PARTNERSHIP/CHARLESTON REGIONAL MINORITY BUSINESS

The County Administrator informed Council that the Berkeley-Charleston-Dorchester Council of Governments Partnership for Charleston Regional Minority Business has requested funding in the amount of \$15,000 from Dorchester County for this project, which has a total cost of \$150,000.

6. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously, to refer the Berkeley-Charleston-Dorchester Council of Governments Partnership for Charleston Regional Minority Business request for funding, in the amount of \$15,000 to the Budget, Finance, and Purchasing Committee for consideration in the FY08-09 Budget.

UPDATE OF LAKE MARION REGIONAL WATER SYSTEM

The Administrator gave Council an update on the Lake Marion Regional Water System. He informed Council that the plant dedication is scheduled for April 28, 2008, in Santee. Congressman Jim Clyburn will be the speaker. He stated that the County received notification that it will receive the first invoice for monthly membership with the operation of the plant starting on May 1. The monthly membership of approximately \$6,041 will be used to cover plant-operating costs. This amount will be reduced when Clarendon and Sumter County, and the City of Sumter sign contracts. Mr. Ward informed Council that the St. George Reach is 75% complete and a reach from Holly Hill to Harleyville is being designed to also serve Dorchester County.

COUNTY ADMINISTRATOR'S TIME- CONTINUED

**3rd READING FOR REZONING REQUEST #574, BFH BUILDERS LLC;
TMS #'S 135-12-02-016, 135-12-02-017, 135-12-02-018, 135-12-02-019, 135-
12-02-020, 135-12-02-021 135-12-02-022, 135-12-02-023, 135-12-02-024, 135-
12-02-025, 135-12-02-026, 135-12-02-027, 135-12-02-028**

7. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted five in favor, and two opposed, to give 3rd Reading to Rezoning Request #574, BFH Builders LLC; TMS #'s 135-12-02-016, 135-12-02-017, 135-12-02-018, 135-12-02-019, 135-12-02-020, 135-12-02-021 135-12-02-022, 135-12-02-023, 135-12-02-024, 135-12-02-025, 135-12-02-026, 135-12-02-027, 135-12-02-028. This is a request to rezone lots totaling 3.58 acres from PD (Planned Development District) to R-2 (Single Family Residential with 7,500 square foot lots). This is an in-fill project that is a part of Meadow Run Subdivision, which has R-2 lots.

Council Members Feltner, and Rosebrock opposed.

**2ND READING PROPOSED ORDINANCE TO AMEND "DORCHESTER
COUNTY ORDINANCE #92-15, AS SUBSEQUENTLY AMENDED BY
DORCHESTER COUNTY ORDINANCES #94-03, #05-02,
#06-20 AND #07-01, SO AS TO DELETE THE EXCEPTION FOR THE
VEHICLE OPERATED BY THE DIRECTOR OF PLANNING AND
CODES FROM THE REQUIREMENT THAT ALL VEHICLES BE
GARAGED AT THE APPROPRIATE COUNTY BUILDING**

8. On the motion of Mr. Davis, seconded by Mr. Murphree, Council voted six in favor, and one opposed, to give 2nd Reading to the proposed "Ordinance to Amend "Dorchester County Ordinance #92-15, As Subsequently Amended by Dorchester County Ordinances #94-03, #05-02, #06-20 and #07-01, so as to Delete the Exception for the Vehicle Operated by the Director of Planning and Codes from the Requirement that all Vehicles be Garaged at the Appropriate County Building".

Councilman Murphy opposed.

COUNTY ADMINISTRATOR'S TIME- CONTINUED

**1ST READING FOR REZONING REQUEST #585, FOR MICHAIL AND
YOULIA APOSTOLOV, TMS #145-07-04-024**

9. On the motion of Mr. Davis, seconded by Mr. Waggoner, Council voted three in favor, and four opposed to give 1st Reading to Rezoning Request #585, for Michail and Youlia Apostolov, TMS #145-07-04-024, and refer this item to the Planning, Development, and Building Committee for further consideration. This is a request to rezone 1.02 acre from R-4 (Residential Multi-family) to CN (Neighborhood Commercial) on Miles Jamison Road. The Planning Commission recommends denying this request, but planning staff recommends approval. (Motion failed)

Council Members Murphy, Rosebrock, Feltner and Murphree opposed.

**1ST READING FOR REZONING REQUEST #586, FOR MICHAIL AND
YOULIA APOSTOLOV, TMS #145-07-04-025**

10. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to deny Rezoning Request #586, for Michail and Youlia Apostolov, TMS #145-07-04-025. This is a request to rezone 1.15 acre from R-4 (Residential Multi-family) to CN (Neighborhood Commercial) on Miles Jamison Road. The Planning Commission recommended denying this request, but planning staff recommended approval.

UPDATE OF RFP FOR TRANSPORTATION MASTER PLAN

Mr. Jason Ward gave Council an update on the RFP for the Transportation Master Plan. He reported that the County had received two proposals, which were reviewed and rated by staff, and both were qualified to perform the work. The firms will be invited for interviews with County Council and staff so that a selection can be made and a contract can be awarded.

UPDATE ON RFP FOR PARKS AND RECREATION MASTER PLAN

In addition, Mr. Ward gave Council an update on the RFP for the Parks and Recreation Master Plan. He informed Council that staff reviewed and rated the proposals from several firms and narrowed the list to the top three qualified firms. These firms will be invited for interviews with County Council and staff so that a selection can be made and a contract can be awarded.

COMMITTEE REPORTS

CHAIRMAN CHRIS MURPHY, PLANNING, DEVELOPMENT, AND BUILDING COMMITTEE

PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING FOR REZONING REQUEST #590 FOR CHARLES E. HODGE C/O DORCHESTER COUNTY COUNCIL, TMS #122-00-00-031

11. Chairman Murphy reported that the Committee conducted a Public Hearing and the recommendation to Council was to give 2nd Reading to Rezoning Request #590 for Mr. Charles E. Hodge, in care of Dorchester County Council, TMS #122-00-00-031. He stated that this is a request to rezone 318.11 acres on Hodge Road (also known as the Hodge tract) from Multi-Family Residential District (R-4) to Industrial District (I). Council voted unanimously in favor of the recommendation.

NEW BUSINESS: REQUEST FOR 1ST READING FOR REZONING REQUEST #591, FOR PAUL ALFORD, TMS # 146-14-00-006

12. Chairman Murphy reported that the Committee voted unanimously to recommend to Council for 1st Reading of Rezoning Request #591, for Mr. Paul Alford, TMS #146-14-00-006, and to refer this item to the Planning Commission and the Planning, Development, and Building Committee for further consideration and a Public Hearing. This is a request to rezone 1 acre of property on Jamison Road in Summerville, SC, from TRM (Transitional Residential Manufactured Housing District) to CN (Neighborhood Commercial District). Council voted unanimously in favor of the recommendation.

APPOINTMENTS TO BOARDS AND COMMISSIONS

There were no appointments to Boards and Commissions.

COUNTY ATTORNEY'S TIME

REQUEST FOR EXECUTIVE SESSION

The County Attorney made a request for Council's consideration to enter into executive session to discuss four contractual matters, with those being the proposed lease agreement for the Public Defender's Office, the lease of property to the Summerville Soccer Club, the agreements for temporary appraisers, and the additional item was the agreement between the Town of St. George and Dorchester County concerning the purchase of their Wastewater Treatment Plant. In addition, three confidential economic development projects and a personnel matter would be discussed.

COUNTY ATTORNEY'S TIME- CONTINUED

EXECUTIVE SESSION 8:05 P.M.

13. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to enter into Executive Session.

RECONVENE FROM EXECUTIVE SESSION 9:04 P.M.

The County Attorney reported that in Executive Session, Council discussed all items previously announced, and no action was taken on any of the items.

AGREEMENTS FOR TEMPORARY APPRAISERS

14. On the motion of Mr. Rosebrock, seconded by Mr. Murphy, Council voted unanimously to authorize the Administrator to execute two Agreements for Temporary Appraiser. Both contracts will last for 12 months until next April 2009 and both appraisers will appraise properties in the Summerville and North Charleston areas.

CONFIDENTIAL ECONOMIC DEVELOPMENT PROJECT #07-032

15. On the motion of Mr. Murphree, seconded by Mr. Murphy, Council voted unanimously to provide Fee-In-Lieu-Of-Taxes with a 6% assessment ratio for Project #07-032, which is planning to invest in an expansion at its site in Dorchester County. In addition, for the County to provide the project with a \$50,000 property tax credit in year one and a \$25,000 property tax credit in the proceeding four years, and for the total not to exceed \$150,000. Also, for the County to assist with infrastructure at the plant site, that the roadway entrance be accepted as a public road by Dorchester County, and that a utility tax credit be requested to assist with road construction at the entrance.

SPECULATIVE INDUSTRIAL BUILDING

16. On the motion of Mr. Waggoner, seconded by Mr. Murphy, Council voted unanimously that Dorchester County begin the first step in the construction of a new speculative industrial building at Site C in the St. George New Century Industrial Park with the approval of \$23,000 for engineering services at the site. These funds were made available earlier this year by Edisto Electric Cooperative, one of Dorchester County's partners in this project.

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April 21, 2008
County Council Meeting

ECONOMIC DEVELOPMENT PROJECT-GRANSFORS BRUKS

17. On the motion of Mr. Murphree, seconded by Mr. Davis, Council voted six in favor and one abstention, to approve a tax credit of \$3,000 a year for five years, to assist Gransfors Bruks in their recovery from the December 2007 fire, which destroyed their plant in Summerville. The firm has now located in a rented building in McQueen Park.

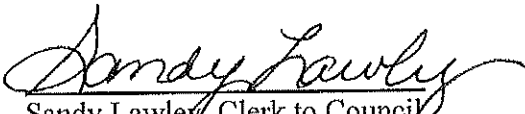
Councilman Murphy abstained.

LEASE AGREEMENT FOR THE PUBLIC DEFENDER'S OFFICE

18. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to authorize the Administrator to execute the lease for the First Circuit Public Defender's Office, located at 107 W. 6th Street, Summerville, SC.

ADJOURNMENT 9:11 P.M.

19. On the motion of Mr. Rosebrock, seconded by Mr. Feltner, Council voted unanimously to adjourn.


Sandy Lawley, Clerk to Council

AGENDA
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
MAY 5, 2008
7:00 P.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from April 21, 2008, County Council Meeting
- Adoption of Proposed Resolution #08-08, to Designate a Certain Area of Dorchester County as Coosaw Pointe
- 1st Reading for Proposed Ordinance-
“AN ORDINANCE TO AMEND DORCHESTER COUNTY ORDINANCE NUMBER 02-10 RELATING TO THE ESTABLISHMENT OF THE AMOUNT OF THE INTERIM STORM WATER UTILITY FEE TO PROVIDE AN EXEMPTION THERE FROM FOR ANY PARCEL BEING USED AS A PUBLIC OR PRIVATE CEMETERY FOR THE BURIAL OF HUMAN REMAINS, AGRICULTURAL REAL PROPERTY AS DEFINED IN SECTION 12-43-230, CODE OF LAWS OF SOUTH CAROLINA (1976), AS AMENDED, PROVIDED THAT THE AGRICULTURAL REAL PROPERTY MEET THE REQUIREMENTS SET FORTH IN SECTION 12-43-232, CODE OF LAWS OF SOUTH CAROLINA (1976), AS AMENDED, AND ANY OTHER PARCEL OF REAL PROPERTY UPON WHICH NO BUILDINGS, STRUCTURES, OR OTHER IMPROVEMENTS HAVE BEEN PLACED”
- Correspondence

3. GUEST

- Mr. Reid Melton, Summerville B.U.S., Request for CARTA Express Bus Routes
- Mr. David Garber, GIS -Update on LUCA (Local Update of Census Addresses)
- Mr. Lee Moulder, Dorchester County Finance Director
 - March 2008 Monthly Financial Report
 - Transfer from Payroll

4. COUNCIL MEMBERS TIME – MR. JAMIE FELTNER

- 1st Reading for a Proposed Ordinance Extending the Applicability of Dorchester County Ordinance #07-29 as Amended by Dorchester County Ordinance #08-05 for an Additional Period of Six Months from the Date of the Adoption this Ordinance or Until Sooner Repealed by Appropriate Action of Dorchester County Council

5. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- 1st Reading FY 2008-2009 County Budget (By Title Only)
- 1st Reading to a Proposed Ordinance to Amend Water and Sewer Rates
- 1st Reading to a Proposed Ordinance to Amend the Solid Waste User Fee

5. COUNTY ADMINISTRATOR'S TIME – CONTINUED

- 1st Reading for Rezoning Request #587, for Glenn A, Taylor, TMS #146-14-00-001
- 1st Reading for Rezoning Request #588, for Michael Holtslander, TMS #146-14-00-014
- 3rd Reading Rezoning Request #590, C. Hodge c/o County Council, TMS# 122-00-00-031
- 3rd Reading Proposed Ordinance to Amend “Dorchester County Ordinance #92-15,
As Subsequently Amended by Dorchester County Ordinances #94-03, #05-02,
#06-20 and #07-01, so as to Delete the Exception for the Vehicle Operated by the
Director of Planning and Codes from the Requirement that all Vehicles be Garaged at
the Appropriate County Building

6. COMMITTEE REPORTS

Chairman Murphree, Public Works, Property and Utilities Committee Report

- Maintenance of Knight's Avenue in Pine Hill Acres
- Striping of Roads in Summerset Acres
- Recommendation for 1st Reading for an Ordinance to Amend Ordinance #04-13, The
Dorchester County Zoning and Land Development Standards Ordinance Regarding
Restrictions/Regulations on Curb Cuts and Signage on SIB/DCTA Roads

Chairman Rosebrock, Public Safety, Health and Human Services

- Dorchester Dragons Committee, Special Olympics SC Area 6-Request for Funding

Chairman Hargett, Water and Sewer Committee Report

- Recommendation Water Service for Curious Minds Day Care
- Recommendation Wastewater Service for Pinewood Prep School Expansion
- Recommendation Water and Wastewater Service for Chili's Bar and Grill
- Recommendation Wastewater Service for Steve Anderson Commercial Facility
- Recommendation Wastewater Service for Proposed C Store
- Recommendation Wastewater Service for Prado Office Retail
- Authorization for Easement Acquisition for Dorchester Road Force Main
- Project Status Report
- Upper Dorchester County Wastewater

7. APPOINTMENTS TO BOARDS AND COMMISSIONS

8. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- Executive Session
 - Contractual Matter
 - Town of St. George's Sewerage System
 - Confidential Economic Development Project
 - Legal Advice
 - The Crescent Subdivision

9. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNER

CHRISTOPHER J. MURPHY

MIKE MURPHY

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET
ST. GEORGE, SOUTH CAROLINA 29477
(843) 563-0196 FAX (843) 563-0137
SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

MINUTES
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
MAY 5, 2008
7:00 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Willie Davis – Vice Chairman
Mr. Chris Murphy
Mr. Mike Murphree
Mr. Kenneth F. Waggoner
Mr. Jamie Feltner
Mr. Richard Rosebrock
Mr. Jason Ward – County Administrator
Ms. Ashley Jacobs – Deputy County Administrator
Mr. John Frampton – County Attorney
Mrs. Sandy Lawley – Clerk to Council

Chairman Hargett called the meeting to order, and Councilman Richard Rosebrock gave the Invocation.

REQUESTS TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council, and the following citizens replied.

- Ms. Tara Bussjager addressed Council regarding her support of a motion for a proposed Ordinance to extend the moratorium on residential building permits in the geographical area of District Two Schools.

REQUESTS TO ADDRESS COUNCIL- CONTINUED

- Mr. Hamilton Davis, representing the Costal Conservation League, addressed Council supporting a motion for a proposed Ordinance to extend the moratorium on residential building permits in the geographical area of District Two Schools.
- Ms. Peggy Schall, a member of the Dorchester County Planning and Zoning Commission, addressed Council supporting a motion for a proposed Ordinance to extend the moratorium on residential building permits in the geographical area of District Two Schools.
- Mr. Jim McGraw addressed Council regarding his support of an Adequate Public Facilities Ordinance and his support of a motion for a proposed Ordinance to extend the moratorium on residential building permits in the geographical area of District Two Schools. (In addition, Mr. McGraw presented written comments, which will be kept on file.)
- Ms. Lucy Anne Cathcart addressed Council regarding information on the commuter bus service in Summerville, and her support of a motion for a proposed Ordinance to extend the moratorium on residential building permits in the geographical area of District Two Schools. She stated that she also supported an Adequate Public Facilities Ordinance.
- Mr. Ed Causey addressed Council regarding people employed by County Council. He had a complaint about the Assessor's Office and problem with some of the information that he was required to provide to that office.
- Representative Heyward Hutson, Member of the South Carolina House of Representatives, addressed Council regarding mass transit. He stated that he was in favor of it and spoke of its importance and informed Council of future funding for this project in Dorchester County.

ADOPTION OF MINUTES FROM THE APRIL 21, 2008, COUNTY COUNCIL MEETING

1. On the motion of Mr. Rosebrock, seconded by Mr. Murphy Council voted unanimously to adopt the Minutes from the April 21, 2008, County Council Meeting.

ADOPTION OF PROPOSED RESOLUTION #08-08, TO DESIGNATE A CERTAIN AREA OF DORCHESTER COUNTY AS COOSAW POINTE

2. On the motion of Mr. Davis, seconded by Mr. Rosebrock, Council voted unanimously to adopt Resolution #08-08, to Designate a Certain Area of Dorchester County as Coosaw Pointe. The merchants in this area requested this designation.

1ST READING FOR "AN ORDINANCE TO AMEND ORDINANCE #02-10, RELATING TO THE ESTABLISHMENT OF THE AMOUNT OF THE INTERIM STORM WATER UTILITY FEE TO PROVIDE AN EXEMPTION THERE FROM FOR ANY PARCEL BEING USED AS A PUBLIC OR PRIVATE CEMETERY, FOR THE BURIAL OF HUMAN REMAINS, AGRICULTURAL REAL PROPERTY, AS DEFINED IN SECTION 12-43-230, CODE OF LAWS OF SOUTH CAROLINA (1976), AS AMENDED, PROVIDED THAT THE AGRICULTURAL REAL PROPERTY MEET THE REQUIREMENTS SET FORTH IN SECTION 12-43-232, CODE OF LAWS OF SOUTH CAROLINA (1976), AS AMENDED, AND ANY OTHER PARCEL OF REAL PROPERTY UPON WHICH NO BUILDINGS, STRUCTURES, OR OTHER IMPROVEMENTS HAVE BEEN PLACED"

3. On the motion of Mr. Davis, seconded by Mr. Waggoner, Council voted unanimously to give 1st Reading to the above named proposed Ordinance and refer this Ordinance to the Budget, Finance, and Purchasing Committee for further consideration. Staff has prepared a reduced "Stormwater Budget" for FY 08-09, as County Council requested based upon exempting these properties.

CORRESPONDENCE

The County Administrator informed Council of a letter the County received from the Department of Health and Environmental Control, Bureau of Land and Waste Management. He stated that DHEC had issued a General Mining Permit to Risher Mining and Trucking, Inc., for sand/clay or topsoil mine, located off Beidler Forest Road and Mallard Lake Road near Dorchester.

GUEST

MR. REID MELTON, SUMMERVILLE B.U.S.

Mr. Melton addressed Council requesting support for one *CARTA Express Bus Route* directly from Summerville by the Fall of 2008. All *CARTA Express Bus Routes* operate Monday thru Friday, run every 30 minutes and are for those individuals going to work in downtown Charleston. Mr. Melton stated that the additional bus route was greatly needed, and explained how it would benefit all the residents of Dorchester County. He stated that Summerville was the only part of the Metropolitan area that does not have its own *CARTA Express Bus Route*. Mr. Melton stated that Summerville B.U.S. was requesting Dorchester County to send CARTA a letter promising to provide 10% of the first year's operating cost for one *Cart Express Bus Route* based in Summerville, not to exceed \$27,200 payable upon implementation of said *CARTA Express Bus Route*.

GUEST - SUMMERVILLE B.U.S. REQUEST- CONTINUED

4. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted unanimously to place this request in the Budget, Finance and Purchasing Committee for further consideration.

MR. DAVID GARBER, GIS UPDATE ON LUCA (LOCAL UPDATE OF CENSUS ADDRESSES)

Mr. David Garber, Dorchester County GIS Coordinator, addressed Council and gave them an update on the *Local Update of Census Addresses* Project. He stated that because of the *LUCA* Project 6,321 addresses were added to the Census data lists. This increase should make Dorchester County eligible for additional federal aid and grant opportunities. Mr. Garber estimated the Dorchester County population to be at 140,000.

MR. LEE MOULDER, DORCHESTER COUNTY FINANCE DIRECTOR

MARCH 2008 MONTHLY FINANCIAL REPORT

Mr. Moulder presented Council with Dorchester County's Financial Report for March 2008. Mr. Moulder gave a brief overview of the report and noted certain shortfalls and various other details.

TRANSFER FROM PAYROLL

In addition, Mr. Moulder addressed Council requesting approval of several transfers from payroll to various operating line items in order to provide the funding necessary for postage, an audit, fuel, fill dirt, and several other necessary items. He also answered questions Council had regarding the transfers.

5. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to authorize the Finance Director to make the necessary transfers from payroll to various operating line items in order to provide the funding for necessary items. The total amount of the transfer requested is \$422,199.

COUNCIL MEMBER'S TIME – MR. JAMIE FELTNER
1ST READING FOR PROPOSED ORDINANCE “EXTENDING THE
APPLICABILITY OF DORCHESTER COUNTY ORDINANCE #07-29, AS
AMENDED BY DORCHESTER COUNTY ORDINANCE #08-05, FOR AN
ADDITIONAL PERIOD OF SIX MONTHS FROM THE DATE OF THE
ADOPTION THIS ORDINANCE OR UNTIL SOONER REPEALED BY
APPROPRIATE ACTION OF DORCHESTER COUNTY COUNCIL

Mr. Feltner stated that inasmuch as many of the conditions prompting County Council to adopt Ordinance #07-29, as amended by Ordinance #08-05, there still exists many issues, particularly the fact that the Berkeley, Charleston, Dorchester - Council of Governments has not completed the Comprehensive Plan, nor has it been submitted for final approval, public comments or adoption by County Council, that he proposed the following motion.

6. Mr. Feltner motioned and it was seconded by Mr. Rosebrock, that Dorchester County Council give 1st Reading to “An Ordinance Extending the Applicability of Dorchester County Ordinance #07-29, as amended, by Dorchester County Ordinance #08-05, for an Additional Period of Six Months from the Date of the Adoption of this Ordinance or Until Sooner Repealed by Appropriate Action of Dorchester County Council”, and to schedule a Public Hearing on this proposed Ordinance before 3rd Reading, and refer this proposed Ordinance to the Planning Commission for its recommendation. In addition, for this item to remain before full Council.

Ms. Eva Lunder, Growth Manager, stated that the Comprehensive Plan was sent to the Council of Governments on May 5, 2008. The current (six-month) moratorium expires on June 10, 2008. After much discussion, the following amendment was proposed.

7. Mr. Murphy motioned to amend the main motion, seconded by Mr. Murphree, that if the main motion was given 1st Reading, then it be referred to the Planning, Development and Building Committee for further consideration, instead of staying before full Council.

After more discussion, Councilman Murphy withdrew his amendment, Councilman Murphree withdrew his second, and Councilman Davis proposed the following motion.

8. Mr. Davis motioned to amend the main motion, seconded by Mr. Murphree, and Council voted four in favor, and three opposed, to change the time of the extension of the moratorium from six months to 120 days.

Council Members Feltner, Rosebrock and Waggoner opposed.

Council then voted six in favor, and one opposed, on the main motion as amended by motion #8. Council Murphy opposed.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD
1ST READING FY 2008-2009 COUNTY BUDGET (BY TITLE ONLY)

9. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to give 1st Reading to FY 2008-2009 County Budget (By Title Only), and to refer this item to the Budget, Finance, and Purchasing Committee for further consideration.

1ST READING PROPOSED ORDINANCE TO AMEND ORDINANCE #06-24, AND DORCHESTER COUNTY SEWER ORDINANCE #84-08, PERTAINING TO SANITARY SEWER RATES; AND AMEND ORDINANCE #06-24 AND DORCHESTER COUNTY WATER ORDINANCE #84-05, PERTAINING TO WATER RATES

10. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to give 1st Reading to a proposed Ordinance as stated above, amending the sanitary sewer rates and the water rates for Dorchester County and to refer this item to the Budget, Finance, and Purchasing Committee for further consideration.

1ST READING PROPOSED ORDINANCE AMENDING DORCHESTER COUNTY SOLID WASTE ORDINANCE #96-22, AS AMENDED BY DORCHESTER COUNTY ORDINANCE #05-22 PERTAINING TO THE ANNUAL SOLID WASTE RECYCLING AND DISPOSAL USER FEE

11. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to give 1st Reading to a proposed Ordinance "Amending the Dorchester County Solid Waste Ordinance #96-22, as amended by Dorchester County Ordinance #05-22, Pertaining to the Annual Solid Waste Recycling and Disposal User Fee" and to refer this item to the Budget, Finance, and Purchasing Committee for further consideration.

1ST READING REZONING REQUESTS #587 - GLENN TAYLOR, TMS #146-14-00-0011 & REZONING REQUEST #588 MICHAEL HOLTSLANDER, TMS #146-14-00-014

12. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted six in favor, and one opposed, to give 1st Reading for Rezoning Request #587, for Glenn A, Taylor, TMS #146-14-00-001. This is a request to rezone .96 acres at 9994 Jamison Road near Summerville from R-4 (Residential Multi-family district) to CG (General Commercial District). In addition, to give 1st Reading to Rezoning Request #588, for Michael Holtslander, TMS #146-14-00-014. This is a request to rezone .63 acres on Jamison Road near Summerville from R-1 (Single Family Residential District) to CG (General Commercial District), and to refer both of these requests to the Planning, Development, and Building Committee for further consideration. Councilman Rosebrock opposed.

COUNTY ADMINISTRATOR'S TIME – CONTINUED
3RD READING FOR REZONING REQUEST #590 FOR CHARLES E.
HODGE C/O DORCHESTER COUNTY COUNCIL, TMS #122-00-00-031

13. On the motion of Mr. Rosebrock, seconded by Mr. Murphy, Council voted unanimously to give 3rd Reading to Rezoning Request #590, for Charles E. Hodge, c/o of Dorchester County Council, TMS# 122-00-00-031. This is a request to rezone 318.11 acres on Hodge Road (also known as the Hodge Tract) from Multi-Family Residential District (R-4) to Industrial District (I).

3RD READING FOR ORDINANCE #08-07, ORDINANCE TO AMEND
“DORCHESTER COUNTY ORDINANCE #92-15, AS SUBSEQUENTLY
AMENDED BY DORCHESTER COUNTY ORDINANCES #94-03, #05-02,
#06-20 AND #07-01, SO AS TO DELETE THE EXCEPTION FOR THE
VEHICLE OPERATED BY THE DIRECTOR OF PLANNING AND
CODES FROM THE REQUIREMENT THAT ALL VEHICLES BE
GARAGED AT THE APPROPRIATE COUNTY BUILDING

14. On the motion of Mr. Davis, seconded by Mr. Waggoner, Council voted five in favor, and two opposed, to give 3rd Reading to Ordinance #08-07, to amend “Dorchester County Ordinance #92-15, As Subsequently Amended by Dorchester County Ordinances #94-03, #05-02, #06-20 and #07-01, so as to Delete the Exception for the Vehicle Operated by the Director of Planning and Codes from the Requirement that all Vehicles be Garaged at the Appropriate County Building”.

Council Members Rosebrock and Murphy opposed.

MOTION TO AMEND THE AGENDA

15. On the motion of Mr. Feltner, seconded by Mr. Murphy, Council voted unanimously, to amend the agenda to consider an additional item.

NEW DORCHESTER COUNTY COURTHOUSE

16. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted unanimously, to adopt the recommendation of the “Courthouse Building Committee” on “Open Issue 38” from Stevens and Wilkinson, concerning curbs at the entry drive of the new Courthouse delineated on the Contractor’s onsite drawings at a cost of \$43,099 for approximately 2,000 lineal feet of curbing. This was a change order under the contract for the building of the new Dorchester County Courthouse that required County Council’s approval.

COMMITTEE REPORTS

**CHAIRMAN MIKE MURPHREE, PUBLIC WORKS, PROPERTY AND
UTILITIES COMMITTEE
MAINTENANCE OF KNIGHT'S AVENUE IN PINE HILL ACRES**

Chairman Murphree reported that the Committee discussed the maintenance of Knight's Avenue in Pine Hill Acres and stated that the first phase of this project was completed. However, the second phase will require fill dirt to stabilize the remainder of the road and improve the drainage. Chairman Murphree reported that the estimated minimum cost was \$6,000 depending on the number of loads required, and that Mr. Lee Moulder, Finance Director, had requested a transfer that should cover this cost, which was approved earlier in the Council meeting.

STRIPING OF ROADS IN SUMMERSET ACRES

17. Chairman Murphree reported that the Committee's recommendation to Council was to refer this item to the Dorchester County Transportation Committee for assistance with resurfacing the roadbed and re-stripping the roads in Summerset Acres. Council voted unanimously in favor of the recommendation.

**RECOMMENDATION FOR 1ST READING FOR A PROPOSED
AMENDMENT TO ORDINANCE #04-13 THE DORCHESTER COUNTY
ZONING AND LAND DEVELOPMENT STANDARDS ORDINANCE
REGARDING RESTRICTIONS/REGULATIONS ON CURB CUTS AND
SIGNAGE ON SIB/DCTA ROADS**

18. Chairman Murphree reported that the Committee's recommendation to Council was to give 1st Reading to "An Amendment to Ordinance #04-13, The Dorchester County Zoning and Land Development Standards Ordinance, Regarding Restrictions/Regulations on Curb Cuts and Signage on State Infrastructure Bank and Dorchester County Transportation Authority Roads", and for this item to stay in the Public Works, Property, and Utilities Committee for Public Hearing and further consideration. In addition, for it to be referred to the Planning Commission for recommendation back to the Committee prior to 3rd Reading. Council voted unanimously in favor of the recommendation.

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May 5, 2008
County Council Meeting

COMMITTEE REPORTS CONTINUED
PUBLIC WORKS, PROPERTY AND UTILITIES COMMITTEE
CONTINUED

RECOMMENDATION FOR 1ST READING FOR A PROPOSED
AMENDMENT TO ORDINANCE #04-13 THE DORCHESTER COUNTY
ZONING AND LAND DEVELOPMENT STANDARDS ORDINANCE
REGARDING RESTRICTIONS/REGULATIONS ON CURB CUTS AND
SIGNAGE ON SIB/DCTA ROADS CONTINUED

The Committee requested the County Administrator to take the proposed Ordinance to Davis and Floyd for a recommendation also. The purpose of this Ordinance is to prolong the life the roads, minimize curb cuts and to have proper uniform signage for the entire County.

YERBY ROAD

Chairman Murphree stated that Yerby Road was added back to the "Committee Items List" for the Public Works, Property and Utilities Committee, and would be discussed at future meetings.

CHAIRMAN RICHARD ROSEBROCK, PUBLIC SAFETY, HEALTH,
AND HUMAN SERVICES COMMITTEE

DORCHESTER DRAGONS COMMITTEE, SPECIAL OLYMPICS SC
AREA 6- REQUEST FOR FUNDING

19. Chairman Rosebrock reported that the Committee's recommendation to Council was to provide funding in the amount of \$6,000 to the Dorchester Dragons Committee, Special Olympics SC Area 6, contingent upon their being no charge to the athletes who participate. The \$6,000 would come from the Recreation Fund. Council voted unanimously in favor of the recommendation.

In addition, Council requested the County Administrator to have the Recreation Director move the advertisement for "Request for Applications for Recreation Funds" to begin July 1, 2008, with August 15, 2008 as the deadline for return date. Council unanimously agreed on this change. The Recreation Fund has \$473,009 available.

Chairman Hargett passed the gavel to Vice Chairman Davis, and then gave his Committee report.

COMMITTEE REPORTS CONTINUED

CHAIRMAN LARRY HARGETT, WATER AND SEWER COMMITTEE
WATER SERVICE -CURIOUS MINDS DAY CARE
WASTEWATER SERVICE -PINWOOD PREP SCHOOL EXPANSION
WATER AND WASTEWATER SERVICE - CHILI'S BAR AND GRILL
WASTEWATER SERVICE -STEVE ANDERSON COMMERCIAL
FACILITY
WASTEWATER SERVICE FOR PROPOSED C STORE
WASTEWATER SERVICE -PRADO OFFICE RETAIL
AUTHORIZATION FOR EASEMENT ACQUISITION FOR
DORCHESTER ROAD FORCE MAIN

20. Chairman Hargett reported that the Water and Sewer Committee discussed all of the above listed items and voted unanimously to recommend approval of all items to Council. Council voted unanimously on all recommendations. (Brief explanation of projects listed below.)

- Allow Dorchester County Water Authority to serve Curious Minds Day Care, off Academy Road in St. George, until the County has lines in place to serve the facility in the future.
- Provide wastewater service for Pinewood Prep School expansion. Staff recommends providing 675 GPD to this project located at Orangeburg Road and Butternut Road in Knightsville.
- Provide water and wastewater service for Chili's Bar and Grill. Staff recommends providing water and 3,920 GPD of wastewater to this project located at Parlor Drive and Dorchester Road.
- Provide wastewater service for Steve Anderson Commercial Facility. Staff recommends providing 1,000 GPD to this project located at Thrope Road and Hodge Road near Summerville.
- Provide wastewater service for a Proposed C Store. Staff recommends providing 2,400 GPD of wastewater to this project at the corner of Orangeburg Road and Central Avenue. This project is located in the Publix shopping center in Knightsville.
- Provide wastewater service for Prado Office Retail. Staff recommends providing 2,650 GPD of wastewater to this project located near Ashley Phosphate Road and Windsor Hill Blvd.
- Approve authorization to proceed with the acquisition of easements along Dorchester Road to expedite this upgrade to an 18-inch line for the force main.

DORCHESTER COUNTY PROJECT STATUS REPORT

Chairman Hargett reported that Mr. Ward gave a Sewer and Water Project Status Report.

Vice Chairman Davis passed the gavel back to Chairman Hargett.

APPOINTMENTS TO BOARDS AND COMMISSIONS

There were no appointments to Boards and Commissions.

**COUNTY ATTORNEY'S TIME
REQUEST FOR EXECUTIVE SESSION**

The County Attorney made a request for Council's consideration to enter into executive session to discuss a contractual matter dealing with the acquisition of the St. George Wastewater Treatment Facility, a confidential economic development project and to give legal advice regarding a proposed development within the County.

EXECUTIVE SESSION 8:52 P.M.

21. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted unanimously to enter into Executive Session.

RECONVENE FROM EXECUTIVE SESSION 9:38 P.M.

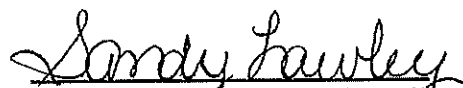
The County Attorney reported that in Executive Session, Council discussed all items previously announced, and no action was taken on any of the items.

**APPROVAL OF NEGOTIATIONS WITH THE TOWN OF ST. GEORGE
REGARDING THE PURCHASE OF THEIR WASTEWATER
TREATMENT FACILITY**

22. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to authorize the County Administrator to enter into negotiations with the Town of St. George for the purchase of their Wastewater Treatment Facility as discussed in executive session.

ADJOURNMENT 9:40 P.M.

23. On the motion of Mr. Rosebrock, seconded by Mr. Murphy, Council voted unanimously to adjourn.


Sandy Lawley/Clerk to Council

**AGENDA
DORCHESTER COUNTY COUNCIL
SPECIAL CALLED COUNCIL MEETING
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERSVILLE
MAY 12, 2008
4:00 P.M.**

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

-Transportation RFP Presentations

- Kimley Horn Associates, Inc.
- Wilbur Smith Associates

-Parks & Recreation RFP Presentations

- Wood & Partners, Inc
- SGA Architecture
- Haden Stanziale PA

3. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- Executive Session

4. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNER

CHRISTOPHER J. MURPHY

MIKE MURPHREE

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET

ST. GEORGE, SOUTH CAROLINA 29477

(843) 563-0196 FAX (843) 563-0137

SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

**MINUTES
SPECIAL CALLED MEETING
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
MAY 12, 2008
4:00 P.M.**

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Jamie Feltner
Mr. Mike Murphree
Mr. Chris Murphy
Mr. Richard Rosebrock
Mr. Kenneth F. Waggoner
Mr. Jason Ward – County Administrator
Ms. Ashley Jacobs – Deputy County Administrator
Mr. John Frampton – County Attorney
Mrs. Gina R. Sams – Sr. Admin. Asst. to Council

ABSENT: Mr. Willie Davis – Vice Chairman

Chairman Hargett called the meeting to order and gave the Invocation.

CHAIRMAN'S TIME

TRANSPORTATION RFP PRESENTATIONS

County Council received requests for purchase (RFP) presentations for the County Transportation Master Plan from Kimley Horn Associates, Inc. and Wilbur Smith Associates. The Transportation Master Plan would provide the County with a basis for charging a transportation impact fee, an official road map of the county, which would delineate future right-of ways and easements, and a peak hour traffic model.

Each group was provided approximately 25 minutes to present what their methodology would be to form the plan for the County and time was provided to each organization for Council to pose questions and to receive answers; no actions were taken.

PARKS & RECREATION REP PRESENTATION

County Council received requests for purchase (RFP) presentations for the County Parks & Recreation Master Plan from Wood & Partners, Inc., SGA Architecture, and Haden Stanziale PA. The Parks and Recreation Master Plan would provide the County with a basis for Level of Service based upon citizen input, a staffing plan, recommendations on joint-use facilities, and a funding plan.

Each group was provided approximately 25 minutes to present their methodology for forming a plan for the County and time was provided to each organization for Council to pose questions and to receive answers; no actions were taken.

ADJOURNMENT 6:40 P.M.

1. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to adjourn.

Gina R. Sams, Sr. Admin. Asst. to Council

AGENDA
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
MAY 19, 2008
7:00 P.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from May 5, 2008, County Council Meeting and the Special Called Council Meeting from May 12, 2008
- Adoption of Resolution #08-09 for Mrs. Iola P. Williams
- 2nd Reading for a Proposed Ordinance Extending the Applicability of Dorchester County Ordinance #07-29 as Amended by Dorchester County Ordinance #08-05 for an Additional Period of 120 Days from the Date of the Adoption this Ordinance or Until Sooner Repealed by Appropriate Action of Dorchester County Council
- Correspondence

3. GUESTS

- Lt. Colonel Paul J. McAneny, Deputy Commander 437th Maintenance Group, Charleston Airforce Base- Presentation of US Flag to County Council
- Mayor James Williams, Town of Ridgeville – Request for Recreation Funds
- Mr. Lee Moulder, Finance Director - April 2008 Financial Report

4. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- 1st Reading for an Ordinance to Amend the Business License Ordinance
- Request for Budget Transfer

5. COMMITTEE REPORTS

Chairman Murphree, Public Works, Property and Utilities Committee Report

- Yerby Road
- SC Employment Security Commission Property near LEC

Chairman Murphy, Planning, Development and Building Committee

- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #469, Jose R. and Elizabeth Fuerte, TMS #135-00-00-005
- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #591, Paul Alford, TMS 146-14-00-006
- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #592, Dorchester County Council, TMS #161-01-04-006
- Recommendation for 2nd Reading for Rezoning Request #575, Dr. Allen Blalock, TMS #008-00-00-085

Chairman Hargett, Water and Sewer Committee Report

- Recommendation Teal on the Ashley

COMMITTEE REPORTS – CONTINUED

Chairman Larry Hargett, Budget, Finance and Purchasing Committee

- Request for Waiver of Code Enforcement Officer Contract Payment from St. George Council
- Budget Presentation – School District Two
- Budget Presentation – Dorchester County Seniors, Inc.
- Budget Presentation – Trident Technical College
- Budget Presentation – Children in Crisis
- Public Hearing and Recommendation for 2nd Reading for the Fiscal Year 2008-2009 County Budget Ordinance

6. APPOINTMENTS TO BOARDS AND COMMISSIONS

7. COUNTY ATTORNEY’S TIME – MR. JOHN FRAMPTON

-1st Reading for “AN ORDINANCE AUTHORIZING (1) THE JOINT DEVELOPMENT OF AN INDUSTRIAL OR BUSINESS PARK IN COOPERATION WITH ORANGEBURG COUNTY, TO BE KNOWN AS THE ROSEBURG FOREST PRODUCTS MULTI-COUNTY PARK AND TO BE GEOGRAPHICALLY LOCATED IN DORCHESTER AND ORANGEBURG COUNTIES TO BE ESTABLISHED PURSUANT TO SECTION 4-1-170 OF THE SOUTH CAROLINA CODE OF LAWS 1976, AS AMENDED; (2) THE EXECUTION AND DELIVERY OF A WRITTEN AGREEMENT WITH ORANGEBURG COUNTY TO PROVIDE FOR SHARING OF THE EXPENSES OF THE PARK AND FOR THE DISTRIBUTION OF THE REVENUES FROM THE PARK TO THE COUNTIES AND RELEVANT TAXING ENTITIES WITHIN THE COUNTIES; AND (3) OTHER MATTERS RELATED THERETO”

-Executive Session

-Contractual Matters

-Transportation RFP

-Parks and Recreation RFP

-EMS Medic 1 Site

-Courthouse Property

8. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNI

CHRISTOPHER J. MURP

MIKE MURPHRI

RICHARD ROSEBRO

KENNETH WAGGON

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET
ST. GEORGE, SOUTH CAROLINA 29477
(843) 563-0196 FAX (843) 563-0137
SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

MINUTES
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
MAY 19, 2008
7:00 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Willie Davis – Vice Chairman
Mr. Chris Murphy
Mr. Mike Murphree
Mr. Kenneth F. Waggoner
Mr. Jamie Feltner
Mr. Richard Rosebrock
Mr. Jason Ward – County Administrator
Ms. Ashley Jacobs – Deputy County Administrator
Mr. John Frampton – County Attorney
Mrs. Sandy Lawley – Clerk to Council

Chairman Hargett called the meeting to order, and Reverend Jerry Styles gave the Invocation. Master Sergeant Michael E. Williams, Retired, led the Pledge of Allegiance.

REQUESTS TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council, and the following citizens replied.

- Ms. Thomasener Dantzler addressed Council in opposition of the rezoning of property for proposed soccer fields near Central Avenue.

REQUESTS TO ADDRESS COUNCIL- CONTINUED

- Ms. Lauree Bradway addressed Council about a much-needed "Beautification Project" at Interchange 199. She stated that she would like to volunteer and help in the beautification process. In addition, she spoke on behalf of and volunteered her "North Area Top Producers Real Estate Club" to help with any work needed at the interchange.
- Mr. George Seago addressed Council regarding the completion of paving Yerby Road and requested Council's consideration and support on this project.
- Mr. Keith P. Elmore, a landowner on Yerby Road, addressed Council regarding the completion of paving Yerby Road and requested Council's support of this project.
- Ms. Victoria Singleton addressed Council regarding the sewer tap-in-fee that she paid 30 years ago for sewer on Orangeburg Road.
- Mr. John Runyon, an official of MUSC, addressed Council regarding his support of a CARTA EXPRESS BUS ROUTE in Summerville, and requested Council's support of this issue.
- Ms. Esther F. Campbell addressed Council in opposition of the rezoning of property for proposed soccer fields near Central Avenue.
- Mr. Raymond L. Campbell addressed Council in opposition of the rezoning of property for proposed soccer fields near Central Avenue
- Ms. Barbara Johnson addressed Council in opposition of the rezoning of property for proposed soccer fields near Central Avenue. In addition, she stated that the area was too small for the proposed use of the property.
- Ms. Sylvonia Jiles addressed Council in opposition of the rezoning of property for proposed soccer fields near Central Avenue and she stated that the area was the wrong place for this type of activity.
- Mr. Reid Melton addressed Council regarding an update on the CARTA EXPRESS BUS ROUTE in Summerville and information concerning funding.
- Mr. Joe Kress, Dorchester County Taxpayer's Association, addressed Council regarding the proposed moratorium.

ADOPTION OF MINUTES FROM THE MAY 5, 2008, COUNTY COUNCIL MEETING, AND THE SPECIAL CALLED COUNTY COUNCIL MEETING ON MAY 12, 2008

1. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted unanimously to adopt the Minutes from the May 5, 2008, County Council Meeting and the May 12, 2008, Special Called County Council Meeting.

Page Three
May 19, 2008
County Council Meeting

ADOPTION OF RESOLUTION #08-09, FOR MRS. IOLA P. WILLIAMS

2. On the motion of Mr. Davis, seconded by Mr. Rosebrock, Council voted unanimously to adopt Resolution #08-09, in honor of Mrs. Iola P. Williams.

2ND READING FOR A PROPOSED ORDINANCE EXTENDING THE APPLICABILITY OF DORCHESTER COUNTY ORDINANCE #07-29, AS AMENDED BY DORCHESTER COUNTY ORDINANCE #08-05, FOR AN ADDITIONAL PERIOD OF 120 DAYS FROM THE DATE OF THE ADOPTION THIS ORDINANCE OR UNTIL SOONER REPEALED BY APPROPRIATE ACTION OF DORCHESTER COUNTY COUNCIL

3. On the motion of Mr. Davis, seconded by Mr. Feltner, Council voted six in favor, and one opposed, to give 2nd Reading for a Proposed "Ordinance Extending the Applicability of Dorchester County Ordinance #07-29, as Amended by Dorchester County Ordinance #08-05, for an Additional Period of 120 Days from the Date of the Adoption this Ordinance or Until Sooner Repealed by Appropriate Action of Dorchester County Council".

Councilman Murphy opposed.

CORRESPONDENCE

The County Administrator informed Council of a "Public Notice" of a draft permit for the Naval Weapons Station in Charleston stating that the Department of Health and Environmental Control will receive comments on revision of the post closure plan for Solid Waste Management Unit 10, Building 930. He stated that comments would have to be received by June 16, 2008.

In addition, the County Administrator informed Council that The City of North Charleston would hold a Public Hearing on May 22, 2008, at 7pm at City Hall, regarding the proposed annexation of 168 acres of property, located near Windsor Hill Boulevard, near Dorchester Road and Ashley Phosphate Road.

Page Four
May 19, 2008
County Council Meeting

GUEST

**LT. COLONEL PAUL J. MCANENY, DEPUTY COMMANDER 437TH
MAINTENANCE GROUP, UNITED STATES AIR FORCE -
CHARLESTON AIR FORCE BASE**

Lt. Colonel Paul J. McAneny, Deputy Commander of the 437th Maintenance Group, United States Air Force, Charleston Air Force Base, addressed Council and presented Council with a United States Flag. This American flag was flown during a *Combat Mission* into Al Taqaddum, Al Sahra, Basrah and Erbil, Iraq and survived mortar attack during ground operations at Basrah, February 6, 2008, on an Air Force C-130E Hercules (Tail #62-1847). A certificate along with the flag was presented to Dorchester County Council. Council was very grateful to receive such an honor.

**MAYOR JAMES WILLIAMS, TOWN OF RIDGEVILLE,
REQUEST FOR RECREATION FUNDS**

Mayor James Williams, Town of Ridgeville, made a request to Council for Recreation Funds. The Mayor requested \$5,000 from the Recreation Fund for the Clayhill Baseball Field. The funds would be used for new bases, to resurface the infield, and to level the outfield. The Chairman stated that this item would be considered.

**MR. LEE MOULDER, DORCHESTER COUNTY FINANCE DIRECTOR
APRIL 2008 MONTHLY FINANCIAL REPORT**

Mr. Moulder presented Council with Dorchester County's Financial Report for April 2008. Mr. Moulder gave a brief overview of the report and noted certain areas and various other details.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

**1ST READING FOR AN ORDINANCE TO AMEND THE BUSINESS
LICENSE ORDINANCE**

4. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted six in favor and one opposed, to give 1st Reading to an Ordinance to Amend the Business License Ordinance and refer this item to the Planning, Development, and Building Committee.

Councilman Murphree opposed.

COUNTY ADMINISTRATOR'S TIME – CONTINUED

REQUEST FOR BUDGET TRANSFER

5. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to give the County Administrator approval for the transfer of funds from payroll to operating, in order to fund the outside agency requests, as discussed at the Budget Retreat, as well as postage and other contingencies.

COMMITTEE REPORTS

CHAIRMAN MIKE MURPHREE, PUBLIC WORKS, PROPERTY, AND UTILITIES COMMITTEE

YERBY ROAD

6. Chairman Murphree reported that both sections of Yerby Road fall under the Dorchester County Sales Tax Transportation Authority. He stated that the Committee had two recommendations for Council concerning Yerby Road. The first recommendation from the Committee was to accept the extension of Yerby Road, (section consisting of 4,330 linear feet), upon the verification by County staff that the roadbed meets the County's road maintenance requirements, for acceptance into the County Road Maintenance System. Council voted unanimously in favor of the recommendation.

7. Chairman Murphree stated that the second recommendation from the Committee was concerning the portion know as "Short" Yerby Road (section consisting of 2,483 linear feet), which has not been completed because of right-of-way issues. The recommendation to Council was to request Mr. Marshall Murdaugh, Chairman Dorchester County Sales Tax Transportation Authority, to survey for determining the right-of-way needs with the property owners and bring this information back to the Committee. Council voted unanimously in favor of the recommendation.

SC EMPLOYMENT SECURITY COMMISSION PROPERTY NEAR LEC

Chairman Murphree reported that the South Carolina State Budget and Control Board has approved the land swap, with the understanding that two easement issues must be resolved. Once the utility easement issues are resolved and the swap is completed, the South Carolina Employment and Security Commission will begin constructing their new One Stop Job Center Building. He stated that this project was moving forward.

COMMITTEE REPORTS – CONTINUED
CHAIRMAN CHRIS MURPHY, PLANNING, DEVELOPMENT, AND
BUILDING COMMITTEE

Councilman Murphree chaired this Committee and gave the Committee Report for Chairman Murphy who was late for the meeting.

PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING
FOR REZONING REQUEST #469, JOSE R. AND ELIZABETH FUERTE,
TMS #135-00-00-005

8. Councilman Murphree reported that a Public Hearing was held for Rezoning Request #469, for Jose R. and Elizabeth Fuerte, TMS #135-00-00-005. He stated that this was a request to rezone 11 acres on Dubois Road off Central Avenue in Knightsville, from Multi-Family Residential District (R-4) to Neighborhood Commercial (CN). He stated that the Committee's recommendation to Council was to table this request.

9. Mr. Murphy motioned to amend the Committee's recommendation and to deny this request, Mr. Davis seconded it, and Council voted unanimously in favor, to deny Rezoning Request #469, for Jose R. and Elizabeth Fuerte, TMS #135-00-00-005.

PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING
FOR REZONING REQUEST #591, PAUL ALFORD, TMS 146-14-00-006

10. Councilman Murphree reported that a Public Hearing was held for Rezoning Request #591, for Paul Alford, TMS 146-14-00-006. This is a request to rezone 1 acre of property on Jamison Road, near Summerville, from TRM (Transitional Residential Manufactured Housing District) to CN (Neighborhood Commercial District). He stated that the Committee's recommendation to Council was to give 2nd Reading to this request. Council voted unanimously in favor of the recommendation.

PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING
FOR REZONING REQUEST #592, DORCHESTER COUNTY COUNCIL,
TMS #161-01-04-006

11. Councilman Murphree reported that a Public Hearing was held for Rezoning Request #592, for Dorchester County Council, TMS #161-01-04-006. He stated that this was a request to rezone .794 acre on Woodlake Dr. from R-4 (Multi-family Residential) to R-1 (Single Family Residential). He stated that this rezoning request would go before the Planning Commission in May; therefore, no recommendations have been made.

COMMITTEE REPORTS – CONTINUED
PLANNING, DEVELOPMENT, AND BUILDING COMMITTEE

REZONING REQUEST #592, DORCHESTER COUNTY COUNCIL, TMS
#161-01-04-006- CONTINUED

Councilman Murphree stated that the recommendation of the Committee was to table this issue and leave it in Committee, until after the Planning Commission meets and makes its recommendation. Council voted unanimously in favor of the recommendation.

RECOMMENDATION FOR 2ND READING FOR REZONING REQUEST #575,
DR. ALLEN BLALOCK; TMS #008-00-00-085

12. Councilman Murphree reported that the Committee comes to Council without a recommendation for 2nd Reading for Rezoning Request #575, for Dr. Allen Blalock, TMS #008-00-00-085.

13. Mr. Waggoner motioned, seconded by Mr. Davis, and Council voted six in favor, one opposed, to the recommendation to leave Rezoning Request #575, for Dr. Allen Blalock, TMS #008-00-00-085, in Committee for further study.

Councilman Murphree opposed.

Chairman Hargett passed the gavel to Vice Chairman Davis, and then gave his Committee report.

CHAIRMAN LARRY HARGETT, WATER AND SEWER COMMITTEE

Chairman Hargett announced that the Water and Sewer Committee was not held and would be rescheduled.

CHAIRMAN LARRY HARGETT, BUDGET, FINANCE, AND
PURCHASING COMMITTEE

REQUEST FOR WAIVER OF CODE ENFORCEMENT OFFICER
CONTRACT PAYMENT FROM ST. GEORGE COUNCIL

14. Chairman Hargett reported that the Committee's recommendation to Council was to send a Chairman's letter to Mayor Johnston requesting the payment of \$27,778 for "Contract Payment from St. George Council for Code Enforcement Officer Fees". Council voted unanimously in favor of the recommendation.

COMMITTEE REPORTS – CONTINUED
BUDGET, FINANCE AND PURCHASING COMMITTEE
CONTINUED

BUDGET PRESENTATIONS – SCHOOL DISTRICT TWO,
DORCHESTER COUNTY SENIORS, INC., TRIDENT TECHNICAL
COLLEGE, AND CHILDREN IN CRISIS

Chairman Hargett reported that the Budget, Finance and Purchasing Committee heard budget presentations from School District Two, Dorchester County Seniors, Inc., Trident Technical College, and Children in Crisis. He stated that no recommendations were made and no actions were necessary.

PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING
FOR THE FISCAL YEAR 2008-2009 COUNTY BUDGET ORDINANCE

15. Chairman Hargett reported that a Budget, Finance and Purchasing Committee held a Public Hearing for the Fiscal Year 2008-2009 County Budget Ordinance and the Committee's recommendation to Council was to give 2nd Reading to the Ordinance. Council voted unanimously in favor of the recommendation for 2nd Reading.

Vice Chairman Davis passed the gavel back to Chairman Hargett.

APPOINTMENTS TO BOARDS AND COMMISSIONS

DORCHESTER COUNTY ECONOMIC DEVELOPMENT BOARD

16. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted unanimously to appoint Mr. Walter M. Bailey Jr., to the Dorchester County Economic Development Board.

CHARLESTON REGIONAL DEVELOPMENT ALLIANCE

17. On the motion of Mr. Hargett, seconded by Mr. Rosebrock, Council voted unanimously to appoint of Ms. Linda Haas, to the Charleston Regional Development Alliance.

BOARD OF DISABILITIES AND SPECIAL NEEDS

18. On the motion of Mr. Rosebrock, seconded by Mr. Murphy, Council voted unanimously to recommend to the Governor the reappointment of Ms. Miriam S. Birdsong to the Board of Disabilities and Special Needs.

**APPOINTMENTS TO BOARDS AND COMMISSIONS
CONTINUED**

TIME CAPSULE COMMITTEE – (NEW COURTHOUSE)

19. On the motion of Mr. Murphree, seconded by Mr. Murphy, Council voted unanimously to appoint Ms. Kathy Bishop to the Time Capsule Committee for the new Courthouse.

COUNTY ATTORNEY'S TIME- MR. JOHN FRAMPTON

1st READING FOR "AN ORDINANCE AUTHORIZING (1) THE JOINT DEVELOPMENT OF AN INDUSTRIAL OR BUSINESS PARK IN COOPERATION WITH ORANGEBURG COUNTY, TO BE KNOWN AS THE ROSEBURG FOREST PRODUCTS MULTI-COUNTY PARK AND TO BE GEOGRAPHICALLY LOCATED IN DORCHESTER AND ORANGEBURG COUNTIES TO BE ESTABLISHED PURSUANT TO SECTION 4-1-170 OF THE SOUTH CAROLINA CODE OF LAWS 1976, AS AMENDED; (2) THE EXECUTION AND DELIVERY OF A WRITTEN AGREEMENT WITH ORANGEBURG COUNTY TO PROVIDE FOR SHARING OF THE EXPENSES OF THE PARK AND FOR THE DISTRIBUTION OF THE REVENUES FROM THE PARK TO THE COUNTIES AND RELEVANT TAXING ENTITIES WITHIN THE COUNTIES; AND (3) OTHER MATTERS RELATED THERETO"

20. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to give 1st Reading to "An Ordinance Authorizing (1) The Joint Development of an Industrial or Business Park in Cooperation with Orangeburg County, to be known, as the Roseburg Forest Products Multi-County Park and to be Geographically located in Dorchester and Orangeburg Counties to be Established Pursuant to Section 4-1-170 of The South Carolina Code Of Laws 1976, As Amended; (2) The Execution and Delivery of a Written Agreement with Orangeburg County to Provide for Sharing of the Expenses of the Park and for the Distribution of the Revenues From the Park to the Counties and Relevant Taxing Entities within the Counties; and (3) Other Matters Related Thereto".

REQUEST FOR EXECUTIVE SESSION

The County Attorney made a request for Council's consideration to enter into executive session to discuss the four contractual matters as set forth on the agenda.

COUNTY ATTORNEY'S TIME- CONTINUED

EXECUTIVE SESSION 8:05 P.M.

21. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to enter into Executive Session.

RECONVENE FROM EXECUTIVE SESSION 8:55 P.M.

The County Attorney reported that in Executive Session, Council discussed all items previously announced, and no action was taken on any of the items.

TRANSPORTATION STUDY AND PARKS AND RECREATION STUDY

22. On the motion of Mr. Feltner, seconded by Mr. Murphy, Council voted unanimously to authorize the County Administrator to negotiate an agreement for a Transportation Study with Kimley-Horn and Associates, Inc., and a Parks and Recreation Study with Haden Stanziale, PA.

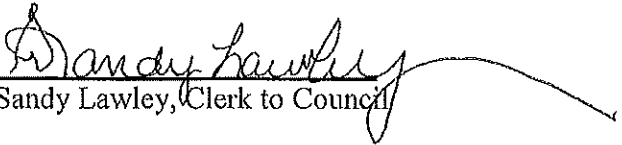
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23. On the motion of Mr. Murphree, seconded by Mr. Feltner, Council voted six in favor, and one abstention, for the County Administrator to offer to purchase a .76-acre site formally occupied by Gransfors Bruks for \$250,000., contingent upon receiving a parking variance from the Town of Summerville, and a 60-day due diligence period for investigation.

Councilman Murphy abstained.

ADJOURNMENT 9:00 P.M.

24. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to adjourn.


Sandy Lawley, Clerk to Council

AGENDA
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
JUNE 2, 2008
7:00 P.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from May 19, 2008, County Council Meeting
- Public Hearing and 3rd Reading for Proposed Ordinance #08-09, Extending the Applicability of Dorchester County Ordinance #07-29 as Amended by Dorchester County Ordinance #08-05 for an Additional Period of 120 Days from the Date of the Adoption this Ordinance or Until Sooner Repealed by Appropriate Action of Dorchester County Council
- Correspondence

3. GUESTS

- Mr. Don Hamburger, P.E., Chief Operating Officer for BP Barber-American Council of Engineering Companies (ACEC), Engineering Excellence Award Lower Dorchester WWTP Expansion

4. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- 3rd Reading for the Fiscal Year 2008-2009 County Budget Ordinance #08-08
- 3rd Reading for Rezoning Request #591, Paul Alford, TMS 146-14-00-006
- Request for Funding – Town of Harleyville

5. COMMITTEE REPORTS

Chairman Larry Hargett, Budget, Finance and Purchasing Committee (5/27/08)

- Budget Presentation – School District Four
- Budget Presentation – Dorchester County Library
- Budget Presentation – Dorchester County Career and Technology Center
- Budget Presentation – Dorchester County Fire Board
- Budget Presentation Old Fort Fire Department
- Public Hearing for the Fiscal Year 2008-2009 County Budget Ordinance
- Public Hearing and Recommendation for 2nd Reading for Proposed Ordinance “Amending the Dorchester County Solid Waste Ordinance #96-22, as Amended by Dorchester County Ordinance #05-22, Pertaining to the Annual Solid Waste Recycling and Disposal User Fee”

COMMITTEE REPORTS CONTINUED

Budget, Finance and Purchasing Committee (5/27/08)

- Public Hearing and Recommendation for 2nd Reading for Proposed Ordinance “Amending the Ordinance #06-24, and the Dorchester County Sewer Ordinance #84-08, Pertaining to Sanitary Sewer Rates; Amending Ordinance #06-24, and Dorchester County Water Ordinance #84-05, Pertaining to Water Rates”
- Public Hearing and Recommendation for 2nd Reading for a Proposed Ordinance “An Ordinance to Amend Dorchester County Ordinance #02-10, Relating to the Establishment of the Amount of the Interim Stormwater Utility Fee to Provide an Exemption There from for any Parcel Being Used as a Public or Private Cemetery for the Burial of Human Remains, Agricultural Real Property as Defined in Section 12-43-230, Code of Laws of South Carolina (1976), As Amended, Provided that the Agricultural Real property meet the Requirements Set Forth In Section 12-43-232, Code of Laws of South Carolina (1976), As Amended and Any Other Parcel of Real Property upon which no Buildings, Structures or Other Improvements have been Placed”

COUNTY ATTORNEY’S TIME – MR. JOHN FRAMPTON

- Executive Session
 - Personnel Matter

Chairman Hargett, Water and Sewer Committee Report

- Recommendation Teal on the Ashley
- Dorchester County Project Status Report
- Inzania Offices, TMS #171-00-00-185
- Water Service for Ashley Phosphate Office Park, TMS #172-00-00-014 (Swap w/CWS)

Chairman Murphree, Public Works, Property and Utilities Committee Report

- Public Hearing and Recommendation for 2nd Reading for, “A PROPOSED ORDINANCE TO AMEND DORCHESTER COUNTY ORDINANCE #04-13, THE DORCHESTER COUNTY ZONING AND LAND DEVELOPMENT STANDARDS ORDINANCE, REGARDING RESTRICTIONS/REGULATIONS ON CURB CUTS AND SIGNAGE ON STATE INFRASTRUCTURE BANK AND DORCHESTER COUNTY TRANSPORTATION AUTHORITY ROADS”
- Work Orders for County Residents
- Charlie Lane
- Ezekiel Drive

6. APPOINTMENTS TO BOARDS AND COMMISSIONS

7. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

-1st Reading for “AN ORDINANCE TO AMEND DORCHESTER COUNTY ORDINANCE NUMBER 01-08 AS AMENDED BY DORCHESTER COUNTY ORDINANCE NUMBER 02-14 TO DELETE THERE FROM THE ADOPTION OF CERTAIN NATIONALLY RECOGNIZED CODES AND STANDARDS AND TO ADOPT IN LIEU THEREOF OTHER LATEST EDITIONS OF NATIONALLY RECOGNIZED CODES AND STANDARDS FOR THE REGULATION OF CONSTRUCTION WITHIN DORCHESTER COUNTY, SOUTH CAROLINA”

-2nd Reading and Public Hearing for “AN ORDINANCE AUTHORIZING (1) THE JOINT DEVELOPMENT OF AN INDUSTRIAL OR BUSINESS PARK IN COOPERATION WITH ORANGEBURG COUNTY, TO BE KNOWN AS THE ROSEBURG FOREST PRODUCTS MULTI-COUNTY PARK AND TO BE GEOGRAPHICALLY LOCATED IN DORCHESTER AND ORANGEBURG COUNTIES TO BE ESTABLISHED PURSUANT TO SECTION 4-1-170 OF THE SOUTH CAROLINA CODE OF LAWS 1976, AS AMENDED; (2) THE EXECUTION AND DELIVERY OF A WRITTEN AGREEMENT WITH ORANGEBURG COUNTY TO PROVIDE FOR SHARING OF THE EXPENSES OF THE PARK AND FOR THE DISTRIBUTION OF THE REVENUES FROM THE PARK TO THE COUNTIES AND RELEVANT TAXING ENTITIES WITHIN THE COUNTIES; AND (3) OTHER MATTERS RELATED THERETO”

-Assignment of License Agreement for Park and Ride

-Executive Session -Confidential Economic Development Project

8. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNER

CHRISTOPHER J. MURPHY

MIKE MURPHY

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET
ST. GEORGE, SOUTH CAROLINA 29477
(843) 563-0196 FAX (843) 563-0137
SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

MINUTES
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
JUNE 2, 2008
7:05 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Chris Murphy
Mr. Mike Murphree
Mr. Kenneth F. Waggoner
Mr. Jamie Feltner
Mr. Richard Rosebrock
Mr. Jason Ward – County Administrator
Ms. Ashley Jacobs – Deputy County Administrator
Mr. John Frampton – County Attorney
Mrs. Sandy Lawley – Clerk to Council

ABSENT: Mr. Willie Davis – Vice Chairman

Chairman Hargett called the meeting to order, and Mr. Jason Ward gave the invocation

REQUESTS TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council, and the following citizens replied.

- Mrs. Allyson Duke, Finance Director for School District Two, addressed Council regarding support for the budget request for School District Two.

REQUESTS TO ADDRESS COUNCIL- CONTINUED

- Mr. Joe Pye, School District Two Superintendent, addressed Council regarding support for the requested District Two School Budget.
- Mr. Sam Clark addressed Council in support of School District Two's budget request.
- Ms. Kelley Wanish addressed Council in support of School District Two's budget request. She is the parent of a child who attends School District Two.
- Mr. John Johnston addressed Council in support of School District Two's budget request. He is the parent of a child who attends School District Two.
- Mr. Robert Neunner, Principal for School District Two, addressed Council in support of School District Two's budget request.
- Ms. Michelle Leviner, teacher for School District Two, addressed Council in support of School District Two's budget request.
- Ms. Audrey Holzhausen addressed Council and requested support for an increase in fire millage that was requested by the fire departments.
- Mr. Eric Ceasar addressed Council in support of School District Two's budget request.

ADOPTION OF MINUTES FROM THE MAY 19, 2008, COUNTY COUNCIL MEETING

1. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted six in favor and one absent, to adopt the Minutes from the May 19, 2008, County Council Meeting.

Councilman Davis was absent.

**PUBLIC HEARING AND 3RD READING FOR ORDINANCE #08-09,
"ORDINANCE EXTENDING THE APPLICABILITY OF DORCHESTER
COUNTY ORDINANCE #07-29, AS AMENDED BY DORCHESTER
COUNTY ORDINANCE #08-05, FOR AN ADDITIONAL PERIOD OF 120
DAYS FROM THE DATE OF THE ADOPTION OF THIS ORDINANCE
OR UNTIL SOONER REPEALED BY APPROPRIATE ACTION OF
DORCHESTER COUNTY COUNCIL"**

Chairman Hargett opened the Public Hearing to receive public comment on proposed Ordinance #08-09, "Ordinance Extending the Applicability of Dorchester County Ordinance #07-29, as Amended by Dorchester County Ordinance #08-05, for an Additional Period of 120 Days from the Date of the Adoption of this Ordinance or Until Sooner Repealed by Appropriate Action of Dorchester County Council".

After hearing public comment, Chairman Hargett closed the Public Hearing.

**PUBLIC HEARING AND 3RD READING FOR ORDINANCE #08-09,
"ORDINANCE EXTENDING THE APPLICABILITY OF DORCHESTER
COUNTY ORDINANCE #07-29, AS AMENDED BY DORCHESTER
COUNTY ORDINANCE #08-05, FOR AN ADDITIONAL PERIOD OF 120
DAYS FROM THE DATE OF THE ADOPTION OF THIS ORDINANCE
OR UNTIL SOONER REPEALED BY APPROPRIATE ACTION OF
DORCHESTER COUNTY COUNCIL" –CONTINUED**

2. On the motion of Mr. Rosebrock, seconded by Mr. Feltner, Council voted four in favor, two opposed, and one absent, to give 3rd Reading to Ordinance #08-09, "Ordinance Extending the Applicability of Dorchester County Ordinance #07-29, as Amended by Dorchester County Ordinance #08-05, for an Additional Period of 120 Days from the Date of the Adoption of this Ordinance or Until Sooner Repealed by Appropriate Action of Dorchester County Council".

Council Members Murphy and Murphree opposed and Councilman Davis was absent.

GUEST

**MR. DON HAMBURGER, P.E., BP BARBER, CHIEF OPERATING
OFFICER**

Mr. Don Hamburger, P.E., Chief Operating Officer for BP Barber, addressed Council regarding the American Council of Engineering Companies (ACEC), and the Engineering Excellence Award. Mr. Hamburger shared the National Finalist Award with County Council that B.P. Barber received for their design of the expansion of the Lower Dorchester Wastewater Treatment Facility.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

**3RD READING FOR REZONING REQUEST #591, PAUL ALFORD, TMS
146-14-00-006 PLACE BACK IN COMMITTEE**

Mr. Ward stated that this item would not be up for 3rd Reading due to receiving an e-mail, sent by the applicant of Rezoning Request #591, Mr. Paul Alford, request this action.

3. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted six in favor and one absent, to refer Rezoning Request #591, for Paul Alford, TMS 146-14-00-006, back in to the Planning, Development and Building Committee.

Councilman Davis was absent.

COUNTY ADMINISTRATOR'S TIME – CONTINUED

**3RD READING FOR THE FISCAL YEAR 2008-2009 COUNTY BUDGET
ORDINANCE #08-08**

Mr. Jason Ward, County Administrator, read the proposed FY 2008-2009 Budget Ordinance that was up for 3rd Reading and noted the items that were changed and discussed at the *Council Budget Retreat* held the previous week.

4. Mr. Feltner motioned, and Mr. Murphy seconded it for discussion only, to give 3rd Reading the Fiscal Year 2008-2009 County Budget Ordinance #08-08.
5. Mr. Murphy motioned to amend the main motion, seconded by Mr. Waggoner, and Council voted four in favor, two opposed, and one absent, to amend the Fiscal Year 2008-2009 County Budget Ordinance #08-08, by changing the proposed operating amount for Dorchester County School District II from \$35,639,076 to the amount using the growth formula, which would change the amount to \$37,457,797.

Council Members Rosebrock and Feltner opposed, and Councilman Davis was absent.

Council then voted six in favor and one absent, on the main motion to adopt FY 2008-2009 Budget Ordinance #08-08, as amended.

Councilman Davis was absent.

REQUEST FOR FUNDING – TOWN OF HARLEYVILLE

6. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted six in favor and one absent, to refer the funding request from the Town of Harleyville to the Budget, Finance, and Purchasing Committee for further consideration. The request for funding from the Town of Harleyville is for \$10,000 to improve the ball fields at the old Jenkins Hill School. Applications for recreation funding for next year will go out on July 1 and close on August 15.

COMMITTEE REPORTS

Chairman Hargett passed the gavel to Councilman Murphy, and then gave his two Committee reports.

COMMITTEE REPORTS

**CHAIRMAN LARRY HARGETT, BUDGET, FINANCE, AND
PURCHASING COMMITTEE (REPORT FROM MAY 27, 2008)**

**BUDGET PRESENTATIONS – SCHOOL DISTRICT FOUR,
DORCHESTER COUNTY LIBRARY, DORCHESTER COUNTY
CAREER AND TECHNOLOGY CENTER, DORCHESTER COUNTY
FIRE BOARD, AND OLD FORT FIRE DEPARTMENT**

Chairman Hargett reported that the Budget, Finance and Purchasing Committee heard budget presentations from School District Four, Dorchester County Library Board, Dorchester County Career and Technology Center, Dorchester County Fire Board and Old Fort Fire Department. He stated that no recommendations were made, and no actions were necessary.

**PUBLIC HEARING FOR THE FISCAL YEAR 2008-2009 COUNTY
BUDGET ORDINANCE**

In addition, Chairman Hargett reported that the Committee held a Public Hearing for the Fiscal Year 2008-2009 County Budget Ordinance.

**PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING
FOR PROPOSED ORDINANCE “AMENDING THE DORCHESTER
COUNTY SOLID WASTE ORDINANCE #96-22, AS AMENDED BY
DORCHESTER COUNTY ORDINANCE #05-22, PERTAINING TO THE
ANNUAL SOLID WASTE RECYCLING AND DISPOSAL USER FEE”**

7. Chairman Hargett reported that a Public Hearing for the Proposed Ordinance, “Amending the Dorchester County Solid Waste Ordinance #96-22, as Amended by Dorchester County Ordinance #05-22, pertaining to the Annual Solid Waste Recycling and Disposal User Fee”, was held and the Committee’s recommendation to Council was to give 2nd Reading to the Proposed Ordinance. Council voted five in favor, one opposed, and one absent, on the recommendation.

Councilman Murphree opposed and Councilman Davis was absent.

COMMITTEE REPORTS CONTINUED

BUDGET, FINANCE, AND PURCHASING COMMITTEE (REPORT FROM MAY 27, 2008) CONTINUED

PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING FOR PROPOSED ORDINANCE AMENDING THE ORDINANCE #06-24, AND THE DORCHESTER COUNTY SEWER ORDINANCE #84-08, PERTAINING TO SANITARY SEWER RATES; AMENDING ORDINANCE #06-24, AND DORCHESTER COUNTY WATER ORDINANCE #84-05, PERTAINING TO WATER RATES

8. Chairman Hargett reported that a Public Hearing for the Proposed Ordinance, "Amending Ordinance #06-24, and the Dorchester County Sewer Ordinance, #84-08, Pertaining to Sanitary Sewer Rates; Amending Ordinance #06-24, and Dorchester County Water Ordinance #84-05, Pertaining to Water Rates", was held and the Committee's recommendation to Council was to give 2nd Reading to the Proposed Ordinance.

The County Administrator, Mr. Jason, Ward, announced that in light of the 3rd Reading being given to the FY 2008-2009 Budget Ordinance that an amendment would be necessary, due to the change in the base sewer rate.

9. Mr. Feltner motioned to amend the recommendation of the Committee, Mr. Rosebrock seconded it, and Council voted six in favor, and one absent, to amend the recommendation to change the base rate of the Sewer in the above named Ordinance to \$37.90.

Councilman Davis was absent.

Council voted six in favor and one absent, on the main recommendation as amended.

Councilman Davis was absent.

COMMITTEE REPORT CONTINUED

BUDGET, FINANCE, AND PURCHASING COMMITTEE (REPORT FROM MAY 27, 2008) CONTINUED

PUBLIC HEARING & RECOMMENDATION FOR 2ND READING FOR A PROPOSED ORDINANCE "AN ORDINANCE TO AMEND ORDINANCE #02-10, RELATING TO THE ESTABLISHMENT OF THE AMOUNT OF THE INTERIM STORMWATER UTILITY FEE TO PROVIDE AN EXEMPTION THERE FROM FOR ANY PARCEL BEING USED AS A PUBLIC OR PRIVATE CEMETERY FOR THE BURIAL OF HUMAN REMAINS, AGRICULTURAL REAL PROPERTY AS DEFINED IN SECTION 12-43-230, CODE OF LAWS OF SOUTH CAROLINA (1976), AS AMENDED, PROVIDED THAT THE AGRICULTURAL REAL PROPERTY MEET THE REQUIREMENTS SET FORTH IN SECTION 12-43-232, CODE OF LAWS OF SOUTH CAROLINA (1976), AS AMENDED AND ANY OTHER PARCEL OF REAL PROPERTY UPON WHICH NO BUILDING, STRUCTURES OR OTHER IMPROVEMENTS HAVE BEEN PLACED"

10. Chairman Hargett reported that a Public Hearing was held and the recommendation of the Committee was to recommend to Council to give 2nd Reading to, "An Ordinance to Amend Dorchester County Ordinance #02-10, Relating to the Establishment of the Amount of the Interim Stormwater Utility Fee to Provide an Exemption There from for any Parcel Being Used as Public or Private Cemetery for the Burial of Human Remains, Agricultural Real Property, as Defined in Section 12-43-230, Code of Laws of South Carolina (1976), as Amended, Provided that the Agricultural Real Property Meet the Requirements Set Forth in Section 12-43-232, Code of Laws of South Carolina (1976)," As Amended, and Any Other Parcel of Real Property Upon Which No Building, Structures or Other Improvements have Been Placed". Council voted six in favor and one absent, on the recommendation of the Committee.

Councilman Davis was absent.

EXECUTIVE SESSION-COUNTY ATTORNEY'S TIME

In addition, Chairman Hargett reported that the Committee went into Executive Session to discuss a personnel matter and no action was taken.

COMMITTEE REPORTS CONTINUED

CHAIRMAN LARRY HARGETT, SEWER AND WATER COMMITTEE

RECOMMENDATION FOR TEAL ON THE ASHLEY

11. Chairman Hargett reported that the County needed to close the oxidation pond in Teal on the Ashley, which the County purchased from Carolina Water Service. The staff's choice and the Committee's recommendation to Council was Option C, to close Teal on the Ashley, at a cost of \$12,500. Council voted six in favor and one absent, on the recommendation.

Councilman Davis was absent.

DORCHESTER COUNTY PROJECT STATUS REPORT

In addition, Chairman Hargett reported that the Committee received an updated Project Status Report for the County. He reported that the updates were all included in a detailed memorandum sent to Council in the Council packet for the meeting. He stated that all the major projects are moving forward and the new water tower at the new high school should be in service now.

RECOMMENDATION FOR INZANIA OFFICES, TMS #171-00-00-185

12. Chairman Hargett reported that the Committee voted to recommend to Council the approval of a request for water and sewer from the County for Inzania Offices, identified with TMS #171-00-00-185, a project that would consist of a medical office and six office spaces. He stated that staff recommended providing water and sewer (2,100 gallons per day) to this project. Council voted six in favor and one absent on the recommendation.

Councilman Davis was absent.

WATER SERVICE – ASHLEY PHOSPHATE OFFICE PARK, TMS #172-00-00-014 (SWAP WITH CHARLESTON WATER SYSTEM)

13. Chairman Hargett reported with regard to the Ashley Phosphate Office Park, TMS #172-00-00-014 and the Charleston Water System that the Committee voted to recommend to Council to authorize the County Administrator to execute the amendment to the Mutual Service Area Agreement with the Commissioners of Public Works of the City of Charleston. Council voted six in favor and one absent.

Councilman Davis was absent.

COMMITTEE REPORTS CONTINUED

Councilman Murphy passed the gavel back to Chairman Hargett.

CHAIRMAN MIKE MURPHREE, PUBLIC WORKS, PROPERTY, AND UTILITIES COMMITTEE

PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING FOR, "A PROPOSED ORDINANCE TO AMEND DORCHESTER COUNTY ORDINANCE #04-13, THE DORCHESTER COUNTY ZONING AND LAND DEVELOPMENT STANDARDS ORDINANCE, REGARDING RESTRICTIONS/REGULATIONS ON CURB CUTS AND SIGNAGE ON STATE INFRASTRUCTURE BANK AND DORCHESTER COUNTY TRANSPORTATION AUTHORITY ROADS"

Chairman Murphree reported that the Public Hearing was held for the proposed "Ordinance to Amend Ordinance #04-13, The Dorchester County Zoning and Land Development Standards Ordinance, Regarding Restrictions/Regulations on Curb Cuts and Signage, on State Infrastructure Bank and Dorchester County Transportation Authority Roads", and it was tabled and left in Committee for further consideration.

WORK ORDERS FOR COUNTY RESIDENTS

Chairman Murphree reported that this item would also stay in Committee for further discussion and consideration.

CHARLIE LANE

14. Chairman Murphree reported that the Committee had two recommendations for Council on Charlie Lane. The first Committee recommendation was to inform the property owners, by letter, that without any given easements the County would not be able to complete the project. Council voted six in favor and one absent, on the recommendation.

Councilman Davis was absent.

15. Chairman Murphree reported that the Committee's second recommendation to Council was to have Charlie Lane removed from the Public Works, Property, and Utilities Committee Items Listings. Council voted six in favor and one absent, on the recommendation.

Councilman Davis was absent.

COMMITTEE REPORTS CONTINUED
PUBLIC WORKS, PROPERTY, AND UTILITIES COMMITTEE
CONTINUED

EZEKIEL DRIVE

16. Chairman Murphree reported that the Committee's recommendation to Council was to approve a proposed plan to relocate Ezekiel Drive to its original location by the Dorchester County Transportation Authority at a cost not to exceed \$15,300 and this would be part of the One Cent Sales Tax Project. Council voted six in favor and one absent, on the recommendation.

Councilman Davis was absent.

APPOINTMENTS TO BOARDS AND COMMISSIONS

DORCHESTER COUNTY BOARD OF DISABILITIES AND SPECIAL NEEDS

17. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted six in favor, and one absent, to recommend to the Governor the appointment of Mrs. Yolanda Williams Johnson to the Dorchester County Board of Disabilities and Special Needs.

Councilman Davis was absent.

COUNTY ATTORNEY'S TIME- MR. JOHN FRAMPTON

1ST READING FOR "AN ORDINANCE TO AMEND DORCHESTER COUNTY ORDINANCE NUMBER 01-08, AS AMENDED BY DORCHESTER COUNTY ORDINANCE NUMBER 02-14, TO DELETE THERE FROM THE ADOPTION OF CERTAIN NATIONALLY RECOGNIZED CODES AND STANDARDS AND TO ADOPT IN LIEU THEREOF OTHER LATEST EDITIONS OF NATIONALLY RECOGNIZED CODES AND STANDARDS FOR THE REGULATION OF CONSTRUCTION WITHIN DORCHESTER COUNTY, SOUTH CAROLINA"

18. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted five in favor, one opposed, and one absent, to give 1st Reading to "An Ordinance to Amend Dorchester County Ordinance #01-08, as Amended by Dorchester County Ordinance

COUNTY ATTORNEY'S TIME- CONTINUED

1ST READING FOR "AN ORDINANCE TO AMEND DORCHESTER COUNTY ORDINANCE NUMBER 01-08, AS AMENDED BY DORCHESTER COUNTY ORDINANCE NUMBER 02-14, TO DELETE THERE FROM THE ADOPTION OF CERTAIN NATIONALLY RECOGNIZED CODES AND STANDARDS AND TO ADOPT IN LIEU THEREOF OTHER LATEST EDITIONS OF NATIONALLY RECOGNIZED CODES AND STANDARDS FOR THE REGULATION OF CONSTRUCTION WITHIN DORCHESTER COUNTY, SOUTH CAROLINA" CONTINUED

#02-14, to Delete There From the Adoption of Certain Nationally Recognized Codes and Standards and to Adopt in Lieu Thereof Other Latest Editions of Nationally Recognized Codes and Standards for the Regulations of Construction Within Dorchester County, South Carolina", and to place the Ordinance in the Planning, Development, and Building Committee for further consideration.

Councilman Murphree opposed, and Councilman Davis was absent.

PUBLIC HEARING AND 2ND READING FOR "AN ORDINANCE AUTHORIZING (1) THE JOINT DEVELOPMENT OF AN INDUSTRIAL OR BUSINESS PARK IN COOPERATION WITH ORANGEBURG COUNTY, TO BE KNOWN AS THE ROSEBURG FOREST PRODUCTS MULTI-COUNTY PARK AND TO BE GEOGRAPHICALLY LOCATED IN DORCHESTER AND ORANGEBURG COUNTIES TO BE ESTABLISHED PURSUANT TO SECTION 4-1-170 OF THE SOUTH CAROLINA CODE OF LAWS 1976, AS AMENDED; (2) THE EXECUTION AND DELIVERY OF A WRITTEN AGREEMENT WITH ORANGEBURG COUNTY TO PROVIDE FOR SHARING OF THE EXPENSES OF THE PARK AND FOR THE DISTRIBUTION OF THE REVENUES FROM THE PARK TO THE COUNTIES AND RELEVANT TAXING ENTITIES WITHIN THE COUNTIES; AND (3) OTHER MATTERS RELATED THERETO"

Chairman Hargett opened the Public Hearing for public comment on the above Ordinance; hearing no public comment, the Public Hearing was closed.

COUNTY ATTORNEY'S TIME- CONTINUED

PUBLIC HEARING AND 2ND READING FOR "AN ORDINANCE AUTHORIZING (1) THE JOINT DEVELOPMENT OF AN INDUSTRIAL OR BUSINESS PARK IN COOPERATION WITH ORANGEBURG COUNTY, TO BE KNOWN AS THE ROSEBURG FOREST PRODUCTS MULTI-COUNTY PARK AND TO BE GEOGRAPHICALLY LOCATED IN DORCHESTER AND ORANGEBURG COUNTIES TO BE ESTABLISHED PURSUANT TO SECTION 4-1-170 OF THE SOUTH CAROLINA CODE OF LAWS 1976, AS AMENDED; (2) THE EXECUTION AND DELIVERY OF A WRITTEN AGREEMENT WITH ORANGEBURG COUNTY TO PROVIDE FOR SHARING OF THE EXPENSES OF THE PARK AND FOR THE DISTRIBUTION OF THE REVENUES FROM THE PARK TO THE COUNTIES AND RELEVANT TAXING ENTITIES WITHIN THE COUNTIES; AND (3) OTHER MATTERS RELATED THERETO"

19. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted six in favor and one absent, to give 2nd Reading to "An Ordinance Authorizing (1) The Joint Development of an Industrial or Business Park in Cooperation with Orangeburg County, to be known, as the Roseburg Forest Products Multi-County Park and to be Geographically located in Dorchester and Orangeburg Counties to be Established Pursuant to Section 4-1-170 of The South Carolina Code Of Laws 1976, As Amended; (2) The Execution and Delivery of a Written Agreement with Orangeburg County to Provide for Sharing of the Expenses of the Park and for the Distribution of the Revenues From the Park to the Counties and Relevant Taxing Entities within the Counties; and (3) Other Matters Related Thereto".

Councilman Davis was absent.

ASSIGNMENT OF LICENSE AGREEMENT FOR PARK AND RIDE

20. On the motion of Mr. Rosebrock, seconded by Mr. Murphy, Council voted six in favor, and one absent, to authorize the County Administrator to execute the *Assignment of License Agreement for Park and Ride*, which would provide the County with a park and ride facility at US 78 and Berlin G. Myers Parkway for the Tri-County Link bus service from Ridgeville to tie in at Super K-mart with the CARTA Express Service to downtown Charleston.

Councilman Davis was absent.

COUNTY ATTORNEY'S TIME- CONTINUED
REQUEST FOR EXECUTIVE SESSION

The County Attorney made a request for Council's consideration to enter into executive session to discuss a confidential economic development project and to make an amendment to the agenda, to discuss a County board appointment.

EXECUTIVE SESSION 8:05 P.M.

21. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted six in favor and one absent, to enter into Executive Session and to approve the amendment to discuss a County Board appointment as requested by the County Attorney.

Councilman Davis was absent.

RECONVENE FROM EXECUTIVE SESSION 8:25 P.M.

The County Attorney reported that in Executive Session, Council discussed the items previously announced, and no action was taken on any of the items.

CONFIDENTIAL ECONOMIC DEVELOPMENT PROJECT #07-064

22. On the motion of Mr. Murphree, seconded by Mr. Murphy, Council voted six in favor and one absent, to acquire legal services from McNair Law Firm to prepare legal documents for Confidential Economic Development Project #07-064.

Councilman Davis was absent.

CITIZENS' ADDRESS COUNCIL

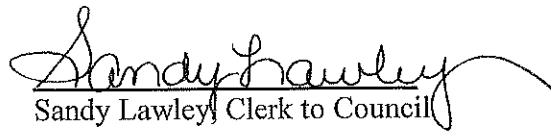
Mr. Phillip Byrd addressed Council regarding an incident that occurred while his mother was being transported to a hospital by EMS. Mr. Byrd was upset because the County Administrator stopped the ambulance transporting his mother because the ambulance was traveling at a high speed with no lights or sirens on. Mr. Ward apologized to Mr. Byrd and his mother. In addition, Council apologized and stated that the incident would not be repeated.

Page Fourteen
June 2, 2008
County Council Meeting

ADJOURNMENT 9:15 P.M.

23. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted six in favor and one absent, to adjourn.

Councilman Davis was absent.


Sandy Lawley Clerk to Council

AGENDA
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
JUNE 16, 2008
7:00 P.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from June 2, 2008, County Council Meeting
- Correspondence

3. GUESTS

- Mr. Lee Moulder, Budget and Finance Director - May 2008 Financial Report

4. COUNCIL MEMBER'S TIME –COUNCILMAN MIKE MURPHREE

- Request for Findings from Dorchester County Auditor's Office Audit – Turned Over to the Dorchester County Solicitor's Office

5. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- 3rd Reading Ordinance #08-10, "Amending the Dorchester County Solid Waste Ordinance #96-22, as Amended by Dorchester County Ordinance #05-22, Pertaining to the Annual Solid Waste Recycling and Disposal User Fee"
- 3rd Reading for Ordinance #08-11, "Amending the Ordinance #06-24, and the Dorchester County Sewer Ordinance #84-08, Pertaining to Sanitary Sewer Rates; Amending Ordinance #06-24, and Dorchester County Water Ordinance #84-05, Pertaining to Water Rates"
- 3rd Reading for Ordinance #08-12, "An Ordinance to Amend Dorchester County Ordinance #02-10, Relating to the Establishment of the Amount of the Interim Stormwater Utility Fee to Provide an Exemption There from for any Parcel Being Used as a Public or Private Cemetery for the Burial of Human Remains, Agricultural Real Property as Defined in Section 12-43-230, Code of Laws of South Carolina (1976), As Amended, Provided that the Agricultural Real property meet the Requirements Set Forth In Section 12-43-232, Code of Laws of South Carolina (1976), As Amended and Any Other Parcel of Real Property upon which no Buildings, Structures or Other Improvements have been Placed"
- DCTA Recommendation for Condemnation for Project 2- US Highway 78, Phase 1

6. COMMITTEE REPORTS

Chairman Murphree, Public Works, Property and Utilities Committee Report

- Work Orders for County Residents
- Recommendation for 2nd Reading for, "A PROPOSED ORDINANCE TO AMEND DORCHESTER COUNTY ORDINANCE #04-13, THE DORCHESTER COUNTY ZONING AND LAND DEVELOPMENT STANDARDS ORDINANCE, REGARDING RESTRICTIONS/REGULATIONS ON CURB CUTS AND SIGNAGE ON STATE INFRASTRUCTURE BANK AND DORCHESTER COUNTY TRANSPORTATION AUTHORITY ROADS"

7. APPOINTMENTS TO BOARDS AND COMMISSIONS

8. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- 3rd Reading to Ordinance #08-13 "AN ORDINANCE AUTHORIZING (1) THE JOINT DEVELOPMENT OF AN INDUSTRIAL OR BUSINESS PARK IN COOPERATION WITH ORANGEBURG COUNTY, TO BE KNOWN AS THE ROSEBURG FOREST PRODUCTS MULTI-COUNTY PARK AND TO BE GEOGRAPHICALLY LOCATED IN DORCHESTER AND ORANGEBURG COUNTIES TO BE ESTABLISHED PURSUANT TO SECTION 4-1-170 OF THE SOUTH CAROLINA CODE OF LAWS 1976, AS AMENDED; (2) THE EXECUTION AND DELIVERY OF A WRITTEN AGREEMENT WITH ORANGEBURG COUNTY TO PROVIDE FOR SHARING OF THE EXPENSES OF THE PARK AND FOR THE DISTRIBUTION OF THE REVENUES FROM THE PARK TO THE COUNTIES AND RELEVANT TAXING ENTITIES WITHIN THE COUNTIES; AND (3) OTHER MATTERS RELATED THERETO"
- Executive Session
- Contractual Matters

9. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNEI

CHRISTOPHER J. MURPHY

MIKE MURPHREE

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET
ST. GEORGE, SOUTH CAROLINA 29477
(843) 563-0196 FAX (843) 563-0137
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MINUTES
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
JUNE 16, 2008
7:00 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Chris Murphy
Mr. Mike Murphree
Mr. Kenneth F. Waggoner
Mr. Jamie Feltner
Mr. Richard Rosebrock
Mr. Jason Ward – County Administrator
Ms. Ashley Jacobs – Deputy County Administrator
Mr. John Frampton – County Attorney
Mrs. Sandy Lawley – Clerk to Council

ABSENT: Mr. Willie Davis – Vice Chairman

Chairman Hargett called the meeting to order, and Mr. Jason Ward gave the invocation.

REQUESTS TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council, and the following citizens replied:

- Mr. Pete Weathers addressed Council regarding his opposition to the purchase of the Town of St. George's Wastewater Treatment Plant by Dorchester County and his disapproval that the Town did not place a Referendum on the ballot in the primary election regarding the sale. In addition, Mr. Weathers read a prepared statement on this issue.

REQUESTS TO ADDRESS COUNCIL - CONTINUED

- Mr. Richard Kopfmüller addressed Council regarding his opposition of the proposed Sewer Ordinance #08-11, and to the fairness of the Ordinance. (Mr. Kopfmüller provided written remarks to the Clerk to Council, which would be kept on file in the Council office in St. George, South Carolina.
- Mr. Richard Hayes addressed Council regarding his opposition of the proposed Sewer Ordinance #08-11, and to the fairness of the Ordinance.

CLERK OF COURT, MS. CHERYL GRAHAM

Councilman Chris Murphy requested that the Clerk of Court, Ms. Cheryl Graham, be permitted to address Council. Ms. Graham addressed Council regarding the Clerk of Court's Budget Request for the Fiscal Year 2008-2009 on concerns related to two new employees she had requested, but were not approved in the final County Budget. She provided Council with documentation on the revenues that the Clerk of Court's Office bring into the County. Ms. Graham explained her situation, the new programs that the Clerk of Court's Office was undertaking, and the desperate need for the two additional employees that she had requested. Chairman Hargett thanked Ms Graham and stated that Council would consider the request.

ADOPTION OF MINUTES FROM THE JUNE 2, 2008, COUNTY COUNCIL MEETING

1. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted six in favor, and one absent, to adopt the Minutes from the June 2, 2008, County Council Meeting.

Councilman Davis was absent.

GUEST

**MR. LEE MOULDER, DORCHESTER COUNTY FINANCE DIRECTOR,
MAY 2008 MONTHLY FINANCIAL REPORT**

Mr. Moulder presented Council with Dorchester County's Financial Report for May 2008. Mr. Moulder gave a brief overview of the report and noted certain shortfalls and various other details. He stated that the County was still making adjustments to cover fuel expenses and may have to adjust the fuel accounts in the FY09 Budget since the County had budgeted regular unleaded at \$4.00 and diesel at \$5.00 with a \$125,000 Contingency. In addition, Mr. Moulder was also available for questions from Council.

COUNCIL MEMBER'S TIME – COUNCILMAN MIKE MURPHREE

**REQUEST FOR FINDINGS FROM THE DORCHESTER COUNTY
AUDITOR'S OFFICE AUDIT – TO BE TURNED OVER TO THE
DORCHESTER COUNTY SOLICITOR'S OFFICE**

2. Mr. Murphree motioned, seconded by Mr. Murphy, to have the findings from the Special Audit of the Dorchester County Auditor's Office turned over to the Dorchester County Solicitor for further investigation.

3. Mr. Waggoner motioned to amend the main motion, seconded by Mr. Feltner, and Council voted two in favor, four opposed, and one absent, to allow the Appointed Auditor, Ms. Brenda Nix make the decision to turn the Special Audit findings from the Dorchester County Auditor's Office over to the Dorchester County Solicitor.

Council Members Rosebrock, Murphy, Hargett, and Murphree opposed, and Councilman Davis was absent.

Councilman Feltner suggested that a report be compiled for Council listing all the adjustments made to tax notices, including the total dollar amount of loss revenue from the Auditor's Office. After much discussion on this matter, Council voted on the main motion.

Council voted five in favor, one opposed, and one absent on the main motion.

Councilman Waggoner opposed and Councilman Davis was absent.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

**3RD READING ORDINANCE #08-10, "AMENDING THE DORCHESTER
COUNTY SOLID WASTE ORDINANCE #96-22, AS AMENDED BY
DORCHESTER COUNTY ORDINANCE #05-22, PERTAINING TO THE
ANNUAL SOLID WASTE RECYCLING AND DISPOSAL USER FEE"**

4. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted five in favor, one opposed, and one absent, to give 3rd Reading to Ordinance #08-10, "Amending the Dorchester County Solid Waste Ordinance #96-22, as Amended by Dorchester County Ordinance #05-22, pertaining to the Annual Solid Waste Recycling and Disposal User Fee". The fee increase would be from \$64.15 to \$75.00.

Councilman Waggoner opposed, and Councilman Davis was absent.

COUNTY ADMINISTRATOR'S TIME- CONTINUED

3RD READING FOR ORDINANCE #08-11, "AMENDING THE ORDINANCE #06-24, AND THE DORCHESTER COUNTY SEWER ORDINANCE #84-08, PERTAINING TO SANITARY SEWER RATES; AMENDING ORDINANCE #06-24, AND DORCHESTER COUNTY WATER ORDINANCE #84-05, PERTAINING TO WATER RATES"

5. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted four in favor, two opposed, and one absent, to give 3rd Reading to Ordinance #08-11, "Amending the Ordinance #06-24, and the Dorchester County Sewer Ordinance #84-08, Pertaining to Sanitary Sewer Rates; Amending Ordinance #06-24, and Dorchester County Water Ordinance #84-05, Pertaining to Water Rates".

Council Members Hargett and Waggoner opposed, and Councilman Davis was absent.

3RD READING FOR ORDINANCE #08-12, "AN ORDINANCE TO AMEND DORCHESTER COUNTY ORDINANCE #02-10, RELATING TO THE ESTABLISHMENT OF THE AMOUNT OF THE INTERIM STORMWATER UTILITY FEE TO PROVIDE AN EXEMPTION THEREFROM FOR ANY PARCEL BEING USED AS A PUBLIC OR PRIVATE CEMETERY FOR THE BURIAL OF HUMAN REMAINS, AGRICULTURAL REAL PROPERTY AS DEFINED IN SECTION 12-43-230, CODE OF LAWS OF SOUTH CAROLINA (1976), AS AMENDED, PROVIDED THAT THE AGRICULTURAL REAL PROPERTY MEET THE REQUIREMENTS SET FORTH IN SECTION 12-43-232, CODE OF LAWS OF SOUTH CAROLINA (1976), AS AMENDED AND ANY OTHER PARCEL OF REAL PROPERTY UPON WHICH NO BUILDINGS, STRUCTURES OR OTHER IMPROVEMENTS HAVE BEEN PLACED"

6. On the motion of Mr. Murphree, seconded by Mr. Feltner, Council voted five in favor, one abstention, and one absent, to give 3rd Reading to Ordinance #08-12, "An Ordinance to Amend Dorchester County Ordinance #02-10, Relating to the Establishment of the Amount of the Interim Stormwater Utility Fee to Provide an Exemption There from for any Parcel Being Used as Public or Private Cemetery for the Burial of Human Remains, Agricultural Real Property, as Defined in Section 12-43-230, Code of Laws of South Carolina (1976), as Amended, Provided that the Agricultural Real Property Meet the Requirements Set Forth in Section 12-43-232, Code of Laws of South Carolina (1976), As Amended, and Any Other Parcel of Real Property Upon Which No Building, Structures or Other Improvements have Been Placed". This amendment will exempt cemeteries, agricultural property, vacant land including forest land and vacant lots from the Storm Water Fee.

Councilman Rosebrock abstained, and Councilman Davis was absent.

COUNTY ADMINISTRATOR'S TIME- CONTINUED

**DORCHESTER COUNTY SALES TAX TRANSPORTATION
AUTHORITY RECOMMENDATION FOR CONDEMNATION FOR
PROJECT 2- US HIGHWAY 78, PHASE 1**

7. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted six in favor, and one absent, to approve the condemnation of the parcels listed below for the Dorchester County Sales Tax Transportation Authority for Project 2- US Highway 78, Phase 1, if necessary. (First, an offer would be made to the property owners for the purchase of their property based on appraisals, and if the offers were accepted then no condemnation would take place.)

Project No. 2- US 78, Phase I:

Tract #	TMS #
47	060-00-00-002
48	060-00-00-001
52	073-00-00-028
82	075-13-06-018
86	085-00-00-069
107	085-00-00-028
112	085-00-00-057
121	085-00-00-083

Councilman Davis was absent.

COMMITTEE REPORT

**CHAIRMAN MIKE MURPHREE, PUBLIC WORKS, PROPERTY, AND
UTILITIES COMMITTEE**

WORK ORDERS FOR COUNTY RESIDENTS REF: DRIVEWAY PIPE

8. Chairman Murphree reported that the Committee's recommendation to Council was for Dorchester County to continue to provide labor and equipment to install driveway entrance pipe, (all pipe required to meet County specifications, purchased by property owner), limited to 24 linear feet and only on county right-of-ways. Council voted six in favor and one absent, on the recommendation.

Councilman Davis was absent.

COMMITTEE REPORT CONTINUED

**PUBLIC WORKS, PROPERTY, AND UTILITIES COMMITTEE
CONTINUED**

**RECOMMENDATION FOR 2ND READING FOR "AN ORDINANCE TO
AMEND DORCHESTER COUNTY ZONING AND LAND
DEVELOPMENT STANDARDS ORDINANCE NUMBER 04-13 IN
REGARD TO ARTICLE XI SPECIAL AREA SECTION 11.2.2 (A)(6) 11.2.2
(A)(10), 11.2.8 (C)(1) AND (D) AND ARTICLE XIII SECTION 13.5.7(b)(5)"**

9. Chairman Murphree reported that the Public Hearing for the proposed Ordinance, which reads "An Ordinance to Amend Dorchester County Zoning and Land Development Standards Ordinance #04-13, in Regard to Article XI Special Area Section 11.2.2 (A)(6) 11.2.2 (A)(10), 11.2.8 (C)(1) and (D) and Article XIII Section 13.5.7(b)(5)", was held on June 2, 2008, tabled and left in Committee for further consideration. This Amendment would regulate the height and size of signs and number of curb cuts along the new One-Cent Sales Tax and State Infrastructure Bank funded road projects. The Committee's recommendation to Council was to give 2nd Reading to this Ordinance. Council voted six in favor, and one absent.

Councilman Davis was absent.

APPOINTMENTS TO BOARDS AND COMMISSIONS

DORCHESTER COUNTY GRIEVANCE COMMITTEE

10. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted six in favor, and one absent, to appoint Ms. Carolyn Tomlinson, as Councilman Chris Murphy's appointment, to the Dorchester County Grievance Committee.

Councilman Davis was absent.

COUNTY ATTORNEY'S TIME- MR. JOHN FRAMPTON

3RD READING FOR "AN ORDINANCE AUTHORIZING (1) THE JOINT DEVELOPMENT OF AN INDUSTRIAL OR BUSINESS PARK IN COOPERATION WITH ORANGEBURG COUNTY, TO BE KNOWN AS THE ROSEBURG FOREST PRODUCTS MULTI-COUNTY PARK AND TO BE GEOGRAPHICALLY LOCATED IN DORCHESTER AND ORANGEBURG COUNTIES TO BE ESTABLISHED PURSUANT TO SECTION 4-1-170 OF THE SOUTH CAROLINA CODE OF LAWS 1976, AS AMENDED; (2) THE EXECUTION AND DELIVERY OF A WRITTEN AGREEMENT WITH ORANGEBURG COUNTY TO PROVIDE FOR SHARING OF THE EXPENSES OF THE PARK AND FOR THE DISTRIBUTION OF THE REVENUES FROM THE PARK TO THE COUNTIES AND RELEVANT TAXING ENTITIES WITHIN THE COUNTIES; AND (3) OTHER MATTERS RELATED THERETO"

11. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted six in favor, and one absent, to give 3rd Reading to Ordinance 08-13 "An Ordinance Authorizing (1) The Joint Development of an Industrial or Business Park in Cooperation with Orangeburg County, to be known as, The Roseburg Forest Products Multi-County Park and to be Geographically located in Dorchester and Orangeburg Counties to be Established Pursuant to Section 4-1-170 of The South Carolina Code Of Laws 1976, As Amended; (2) The Execution and Delivery of a Written Agreement with Orangeburg County to Provide for Sharing of the Expenses of the Park and for the Distribution of the Revenues From the Park to the Counties and Relevant Taxing Entities within the Counties; and (3) Other Matters Related Thereto".

Councilman Davis was absent.

REQUEST FOR EXECUTIVE SESSION

The County Attorney made a request for Council's consideration to enter into executive session to discuss two contractual matters, the first being the new Courthouse Project, and the second being the County's agreement with K. G. Golf .

EXECUTIVE SESSION 8:05 P.M.

12. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted six in favor, and one absent, to enter into Executive Session.

Councilman Davis was absent.

Page Eight
June 16, 2008
County Council Meeting

COUNTY ATTORNEY'S TIME- CONTINUED

RECONVENE FROM EXECUTIVE SESSION 9:15 P.M.

The County Attorney reported that in Executive Session, Council discussed the items previously announced, and no action was taken on any of the items.

DORCHESTER COUNTY COURTHOUSE CHANGE ORDER #5

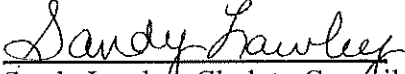
13. On the motion of Mr. Murphy, seconded by Mr. Murphree, Council voted six in favor, and one absent, that Dorchester County Council authorize the approval of *Change Order #5* on the new Dorchester County Courthouse Project, as outlined in executive session.

Councilman Davis was absent.

ADJOURNMENT 9:17 P.M.

14. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted six in favor, and one absent, to adjourn.

Councilman Davis was absent.


Sandy Lawley, Clerk to Council

AGENDA
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
JULY 7, 2008
7:00 P.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from June 16, 2008, County Council Meeting
- Public Hearing and Adoption of Resolution #08-10,
“Resolution in Support of the Issuance by the South Carolina Jobs-Economic Development Authority of its Economic Development Revenue Bonds (Pinewood Preparatory School), Series 2008, Pursuant to the Provisions of Title 41, Chapter 43, of The Code of Laws of South Carolina 1976, as Amended in the Aggregated Principal Amount of not Exceeding \$7,000,000.”
- Adoption of Resolution #08-11, “Resolution Confirming the Intention of Dorchester County, South Carolina, to be Reimbursed for Certain Expenditures Related to Capital Projects to be Financed by the Issuance of Bonds
- 1st Reading for “An Ordinance of Dorchester County Concerning Public Water Service in Areas Adjacent to the Town of St. George and Agreement for the Transfer of Sewer Assets By and Between Dorchester County and the Town of St. George”
- Adoption of Resolution #08-12, “Resolution of Dorchester County Council Concerning Public Water Service in Areas Adjacent to the Town of St. George”
- Dorchester County Employee Recognition Program
- Dorchester County Retirement Recognition Program:
 - Mr. Leroy Britt, Shop Supervisor of Fleet Services Department
 - Mr. Russell E. Carter, Codes Enforcement Manager of Codes Department
 - Mr. Will Williams, Motor Equipment Operator II of Transportation Department
 - Mr. Leroy Williams, Motor Equipment Operator III of Transportation Department
- Correspondence

3. GUEST

- Mr. Lee Moulder, Budget and Finance Director –Council Travel Allowance

4. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- 1st Reading for “A Third Supplemental Ordinance Providing for the Issuance and Sale of Dorchester County, South Carolina, Waterworks and Sewer System Revenue Bonds, Series 2008, in the Principal Amount of not Exceeding \$15,000,000; Prescribing the Form and Details of Such Bonds ; and Other Matters Relating Thereto”
- 3rd Reading for Ordinance #08-14, “An Ordinance to Amend Dorchester County Zoning and Land Development Standards Ordinance #04-13, in Regards to Article XI Special Area Section 11.2.2 (A)(6) 11.2.2 (A)(10), 11.2.8 (C)(1) and (D) & Article XIII Section 13.5.7(b)(5)”
- Request for Road Maintenance Acceptance Application, Drakesborough Phase 1: Portions of Flyway Road & Wild Goose Trail

COUNTY ADMINISTRATOR'S TIME-CONTINUED

- Request for Road Maintenance Acceptance Application, Grand Oaks Preserve:
Extension of Avenue of Oaks
- Harleyville Fire Department Land Purchase

5. COMMITTEE REPORTS

Chairman Hargett, Water and Sewer Committee Report

- Recommendation Timothy Lakes Subdivision
TMS #098-00-00-094 & TMS #098-00-00-280
- Planter's Porch, Phase I Revised, Approval of Sewer Service
- Special Properties / Cane Acre Road Sewer
- Parlor Drive and Old Fort Drive Water Service
- Project Update on July 1, 2008

Chairman Murphy, Planning, Development and Building Committee Report

- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #587, for Glenn A, Taylor, TMS #146-14-00-001
- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #588, for Michael Holtslander, TMS #146-14-00-014
- Public Hearing and Recommendation for 2nd Reading for a Proposed Ordinance - "An Ordinance to Amend Dorchester County Ordinance #01-08, as Amended by Dorchester County Ordinance #02-14, to Delete There from the Adoption of Certain Nationally Recognized Codes and Standards and to Adopt in Lieu Thereof Other Latest Editions of Nationally Recognized Codes and Standards for the Regulation of Construction within Dorchester County, South Carolina"
- Public Hearing and Recommendation for 2nd Reading for a proposed Ordinance - "An Ordinance to Amend the Business License Ordinance of Dorchester County #91-08, to Delete that Portion Dealing with the Declining Rate Schedule on Page 10, and Substitute a New Declining Rate Schedule"

6. APPOINTMENTS TO BOARDS AND COMMISSIONS

7. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- Executive Session
- Public Safety Matter
- Quail Arbor Ditch- Everett Knight
- Multi-County Park Financing
- Confidential Economic Development Project
- Clerk of Court Staffing

8. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNER

CHRISTOPHER J. MURPHY
MIKE MURPHY

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET
ST. GEORGE, SOUTH CAROLINA 29477
(843) 563-0196 FAX (843) 563-0137
SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

MINUTES
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
JULY 7, 2008
7:00 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Willie Davis – Vice Chairman
Mr. Chris Murphy
Mr. Mike Murphree
Mr. Kenneth F. Waggoner
Mr. Jamie Feltner
Mr. Richard Rosebrock
Mr. Jason Ward – County Administrator
Ms. Ashley Jacobs – Deputy County Administrator
Mr. John Frampton – County Attorney
Mrs. Sandy Lawley – Clerk to Council

Chairman Hargett called the meeting to order, and Councilman Richard Rosebrock gave the Invocation.

REQUESTS TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council, and the following citizens replied.

- Ms. Angie Lee Crum addressed Council regarding installment payments for taxes. She requested that Council consider the proposal of accepting installment payments when an individual pays their taxes.

REQUESTS TO ADDRESS COUNCIL- CONTINUED

- Mr. Glenn A. Taylor addressed Council regarding his Rezoning Request #587, TMS #146-14-00-001, and requested that Council consider his request for rezoning.
- Mr. Ron Jenkins addressed Council and requested a sidewalk along Old Orangeburg Road for the safety of the children who travel along that road.
- Mr. Wayne Haupt addressed Council regarding Dorchester County Public Water Service and expressed his support.
- Mr. Rick Dandridge addressed Council regarding digital billboard signs and his concern for the need for regulating these types of signs.
- Ms. Cindy Combs addressed Council regarding her opposition to Rezoning Requests #587 and #588. In addition, she provided Council with signed petitions from individuals who also opposed the two rezoning requests.
- Mr. Sebastian Davis addressed Council regarding his opposition to Rezoning Requests #587 and #588.
- Mr. David Van Such addressed Council regarding his opposition to Rezoning Requests #587 and #588.

ADOPTION OF MINUTES FROM THE JUNE 16, 2008, COUNTY COUNCIL MEETING

1. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted unanimously to adopt the Minutes from the June 16, 2008, County Council Meeting.

**PUBLIC HEARING AND ADOPTION OF RESOLUTION #08-10,
"RESOLUTION IN SUPPORT OF THE ISSUANCE BY THE SOUTH
CAROLINA JOBS-ECONOMIC DEVELOPMENT AUTHORITY OF ITS
ECONOMIC DEVELOPMENT REVENUE BONDS (PINWOOD
PREPARATORY SCHOOL), SERIES 2008, PURSUANT TO THE
PROVISIONS OF TITLE 41, CHAPTER 43, OF THE CODE OF LAWS OF
SOUTH CAROLINA 1976, AS AMENDED IN THE AGGREGATED
PRINCIPAL AMOUNT OF NOT EXCEEDING \$7,000,000"**

Chairman Hargett opened the Public Hearing to receive public comment on Resolution #08-10, a "Resolution in Support of the Issuance by the South Carolina Jobs-Economic Development Authority of its Economic Development Revenue Bonds (Pinewood Preparatory School), Series 2008, Pursuant to the Provisions of Title 41, Chapter 43, of The Code of Laws of South Carolina 1976, as Amended in the Aggregated Principal Amount of not Exceeding \$7,000,000." Hearing no public comment, the Public Hearing was closed.

**PUBLIC HEARING AND ADOPTION OF RESOLUTION #08-10,
"RESOLUTION IN SUPPORT OF THE ISSUANCE BY THE SOUTH
CAROLINA JOBS-ECONOMIC DEVELOPMENT AUTHORITY OF ITS
ECONOMIC DEVELOPMENT REVENUE BONDS (PINWOOD
PREPARATORY SCHOOL).....CONTINUED**

2. On the motion of Mr. Murphy, seconded by Mr. Murphree, Council voted unanimously to adopt Resolution #08-10, "Resolution in Support of the Issuance by the South Carolina Jobs-Economic Development Authority of its Economic Development Revenue Bonds (Pinewood Preparatory School), Series 2008, Pursuant to the Provisions of Title 41, Chapter 43, of The Code of Laws of South Carolina 1976, as Amended in the Aggregated Principal Amount of not Exceeding \$7,000,000."

**ADOPTION OF RESOLUTION #08-11, "RESOLUTION CONFIRMING
THE INTENTION OF DORCHESTER COUNTY, SOUTH CAROLINA, TO
BE REIMBURSED FOR CERTAIN EXPENDITURES RELATED TO
CAPITAL PROJECTS TO BE FINANCED BY THE ISSUANCE OF BONDS**

3. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted six in favor, and one abstention, to adopt Resolution #08-11, "Resolution Confirming the Intention of Dorchester County, South Carolina, to be Reimbursed for Certain Expenditures Related to Capital Projects to be Financed by the Issuance of Bonds.

Councilman Rosebrock abstained.

**1ST READING FOR "AN ORDINANCE OF DORCHESTER COUNTY
CONCERNING PUBLIC WATER SERVICE IN AREAS ADJACENT TO
THE TOWN OF ST. GEORGE AND AGREEMENT FOR THE TRANSFER
OF SEWER ASSETS BY AND BETWEEN DORCHESTER COUNTY AND
THE TOWN OF ST. GEORGE"**

4. On the motion of Mr. Davis, seconded by Mr. Waggoner, Council voted unanimously to give 1st Reading for "An Ordinance of Dorchester County Concerning Public Water Service in Areas Adjacent to the Town of St. George and Agreement for the Transfer of Sewer Assets By and Between Dorchester County and the Town of St. George"

ADOPTION OF RESOLUTION #08-12, "RESOLUTION OF DORCHESTER COUNTY COUNCIL CONCERNING PUBLIC WATER SERVICE IN AREAS ADJACENT TO THE TOWN OF ST. GEORGE"

5. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted unanimously to adopt Resolution #08-12, a "Resolution of Dorchester County Council Concerning Public Water Service in Areas Adjacent to the Town of St. George".

DORCHESTER COUNTY EMPLOYEE RECOGNITION PROGRAM

Dorchester County Council recognized county employees for their years of dedicated service to the county.

DORCHESTER COUNTY RETIREMENT RECOGNITION PROGRAM

Dorchester County Council recognized four county employees who were retiring from Dorchester County. Mr. Leroy Britt, Shop Supervisor of the Fleet Services Department, who was retiring with 22 years and 8 months of services, was present at the meeting to receive his retirement certificate. The three other employees who were retiring but not present were Mr. Russell E. Carter, Codes Enforcement Manager of the Codes Department, with 17 years and 9 months of service; Mr. Will Williams, Motor Equipment Operator II of the Transportation Department, with 18 years and 8 months of service; and Mr. Leroy Williams, Motor Equipment Operator III of the Transportation Department, with 19 years and 8 months of service.

CORRESPONDENCE

The County Administrator informed Council that there was no correspondence to report.

GUEST

**MR. LEE MOULDER, DORCHESTER COUNTY FINANCE DIRECTOR-
COUNCIL TRAVEL ALLOWANCE**

Mr. Lee Moulder, Budget and Finance Director, addressed Council regarding Travel Allowance for Council Members. He explained that at the budget retreat, there was an expressed interest in having a *Council Travel Allowance*. Mr. Moulder presented information from the Internal Revenue Service regarding travel expenses and explained some of the procedures. In addition, Mr. Moulder also received and answered questions from Council Members.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

1ST READING FOR “A THIRD SUPPLEMENTAL ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF DORCHESTER COUNTY, SOUTH CAROLINA, WATERWORKS AND SEWER SYSTEM REVENUE BONDS, SERIES 2008, IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$15,000,000; PRESCRIBING THE FORM AND DETAILS OF SUCH BONDS ; AND OTHER MATTERS RELATING THERETO”

6. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted six in favor, and one abstention, to give 1st Reading for “A Third Supplemental Ordinance Providing for the Issuance and Sale of Dorchester County, South Carolina, Waterworks and Sewer System Revenue Bonds, Series 2008, in the Principal Amount of not Exceeding \$15,000,000; Prescribing the Form and Details of Such Bonds ; and Other Matters Relating Thereto”.

Councilman Rosebrock abstained.

3RD READING FOR ORDINANCE #08-14, “AN ORDINANCE TO AMEND DORCHESTER COUNTY ZONING AND LAND DEVELOPMENT STANDARDS ORDINANCE #04-13, IN REGARDS TO ARTICLE XI SPECIAL AREA SECTION 11.2.2 (A)(6) 11.2.2 (A)(10), 11.2.8 (C)(1) AND (D) & ARTICLE XIII SECTION 13.5.7(B)(5)”

7. On the motion of Mr. Davis, seconded by Mr. Murphree, Council voted unanimously to give 3rd Reading for Ordinance #08-14, “An Ordinance to Amend Dorchester County Zoning and Land Development Standards Ordinance #04-13, in Regards to Article XI Special Area Section 11.2.2 (A)(6) 11.2.2 (A)(10), 11.2.8 (C)(1) and (D) & Article XIII Section 13.5.7(b)(5)”.

REQUEST FOR ROAD MAINTENANCE ACCEPTANCE APPLICATION, DRAKESBOROUGH PHASE 1: PORTIONS OF FLYWAY ROAD & WILD GOOSE TRAIL

8. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted six in favor, and one abstention, to approve the Road Maintenance Acceptance Application for Drakesborough Phase 1: Portions of Flyway Road & Wild Goose Trail. This request was for 345 linear feet of Flyway Road, and 991 linear feet of Wild Goose Trail; this would begin the warranty period.

Councilman Murphree abstained.

COUNTY ADMINISTRATOR'S TIME – CONTINUED

**REQUEST FOR ROAD MAINTENANCE ACCEPTANCE APPLICATION,
GRAND OAKS PRESERVE: EXTENSION OF AVENUE OF OAKS**

9. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted unanimously to approve the Road Maintenance Acceptance Application for Grand Oaks Preserve: Extension of Avenue of Oaks. This request was for 450 linear feet of Avenue of Oaks extension; this would begin the warranty period.

HARLEYVILLE FIRE DEPARTMENT LAND PURCHASE

10. On the motion of Mr. Davis, seconded by Mr. Waggoner, Council voted unanimously approving that the Harleyville Fire Department be allowed to purchase a piece of property (2 acres) located outside of Harleyville on Taylor Pond Road (TMS #050-00-00-032) at a cost of \$9,000 per acre to construct a new station. The Fire Board has approved the purchase, which would be paid for out of the Fire Fund.

Chairman Hargett passed the gavel to Vice Chairman Davis, and then gave his Committee report.

COMMITTEE REPORTS

**CHAIRMAN LARRY HARGETT, WATER AND SEWER COMMITTEE
REPORT**

**RECOMMENDATION TIMOTHY LAKES SUBDIVISION TMS #098-00-00-
094 & TMS #098-00-00-280**

11. Chairman Hargett reported that the Committee discussed the Timothy Lakes Subdivision request identified by TMS #098-00-00-094 & TMS #098-00-00-280. He stated that staff recommends providing sewer service and the Committee's recommendation to Council was for approval of providing sewer service for this project. Council voted unanimously in favor of the recommendation.

PLANTER'S PORCH, PHASE I REVISED, APPROVAL SEWER SERVICE

Chairman Hargett reported that the Committee discussed this item and it would be kept in the Water and Sewer Committee.

WATER AND SEWER COMMITTEE REPORT CONTINUED

SPECIAL PROPERTIES / CANE ACRE ROAD SEWER

12. Chairman Hargett reported that the Committee discussed Special Properties / Cane Acre Road Sewer. He stated that staff recommends paying the developer \$161,644 for the costs that were carried by the developer in order to help the County with future sewer projects and the Committee's recommendation to Council was the same. Council voted unanimously in favor of the recommendation.

PARLOR ROAD AND OLD FORT DRIVE WATER SERVICE

13. Chairman Hargett reported that the Committee discussed Parlor Road and Old Fort Drive, and staff recommends providing water service to approximately 40 homes in the Plantation Subdivision. Summerville CPW is currently the service provider, but instead of them relocating their water line, they would like the County to serve this area, since there are plans to build a new line to provide water service to nearby subdivisions. The cost of the project is \$395,000. The Committee's recommendation to Council was to provide the water service to the 40 homes in the Plantation Subdivision. Council voted unanimously in favor on the recommendation.

PROJECT UPDATE

In addition, Chairman Hargett reported that the Committee received a *Project Update Report* on projects through July 2008 that the County has on going.

Vice Chairman Davis passed the gavel back to Chairman Hargett.

CHAIRMAN CHRIS MURPHY, PLANNING, DEVELOPMENT, AND BUILDING COMMITTEE

PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING FOR TWO REZONING REQUESTS - #587, FOR GLENN A, TAYLOR, TMS #146-14-00-001 AND FOR REZONING REQUEST #588, FOR MICHAEL HOLTSLANDER, TMS #146-14-00-014

Chairman Murphy reported that the Public Hearings were held for both Rezoning Requests, #587 for Glenn A, Taylor, TMS #146-14-00-001, and #588 for Michael Holtlander, TMS #146-14-00-014. He stated that he would report out the two related requests together because Mr. Taylor owns both pieces of property. Chairman Murphy gave background

**PLANNING, DEVELOPMENT, AND BUILDING COMMITTEE REPORT
CONTINUED**

**PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING FOR
REZONING REQUESTS - #587, FOR GLENN A, TAYLOR,
TMS #146-14-00-001 AND FOR REZONING REQUEST #588,
FOR MICHAEL HOLTSLANDER, TMS #146-14-00-014 - CONTINUED**

information and explained the problems that Mr. Glenn Taylor had regarding the zoning and rezoning of his property. Chairman Murphy stated that in the beginning, this property was one parcel, but due to changes in zoning regulations, it was divided. He explained the history of the zoning of the two properties as gathered by the Planning and Zoning Department. The properties were rezoned from R2, Single-Family Residential District to CG, General Commercial District, in February 1985 at the request of a previous owner. The properties were again rezoned from R2, Single-Family Residential District, to DE1, Development District, in October 1998 at the request of Wayne Nolin, authorized representative of Glenn A. Taylor. In October 2004, the properties were again rezoned from DE1, Development District, to Multi-Family Residential District (R4), because of the adoption of Ordinance #04-13 in September 2004, where the category of Development District (DE1) was eliminated. This took place without Mr. Taylor's knowledge. Now Mr. Taylor, the property owner, has requested the change to a zoning district that would permit the commercial uses he lost with the elimination of DE1, Development District.

14. Chairman Murphy stated that now Mr. Taylor wants to sell the properties and he only wants the zoning changed back to the original zoning classification that he had in the beginning. The original zoning of the property was in place before the residential subdivision was located there. Chairman Murphy reported that the recommendation of the Committee to Council was for 2nd Reading to be given to both Rezoning Requests #587, for Glenn A, Taylor, TMS #146-14-00-001, and #588, for Michael Holtslander, TMS #146-14-00-014. Council voted four in favor, and three opposed, on the recommendation.

Council Members Feltner, Rosebrock and Waggoner opposed.

**PLANNING, DEVELOPMENT, AND BUILDING COMMITTEE REPORT
CONTINUED**

**PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING FOR
A PROPOSED ORDINANCE - "AN ORDINANCE TO AMEND
DORCHESTER COUNTY ORDINANCE #01-08, AS AMENDED BY
DORCHESTER COUNTY ORDINANCE #02-14, TO DELETE THERE
FROM THE ADOPTION OF CERTAIN NATIONALLY RECOGNIZED
CODES AND STANDARDS AND TO ADOPT IN LIEU THEREOF OTHER
LATEST EDITIONS OF NATIONALLY RECOGNIZED CODES AND
STANDARDS FOR THE REGULATION OF CONSTRUCTION WITHIN
DORCHESTER COUNTY, SOUTH CAROLINA"**

15. Chairman Murphy reported that a Public Hearing was held and the recommendation from the Committee to Council was to give 2nd Reading for the Proposed Ordinance, "An Ordinance to Amend Dorchester County Ordinance #01-08, as Amended by Dorchester County Ordinance #02-14, to Delete There from the Adoption of Certain Nationally Recognized Codes and Standards and to Adopt in Lieu Thereof Other Latest Editions of Nationally Recognized Codes and Standards for the Regulation of Construction within Dorchester County, South Carolina". Council voted four in favor, and three opposed, on the recommendation.

Council Members Murphree, Rosebrock and Waggoner were opposed.

**PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING FOR
A PROPOSED ORDINANCE - "AN ORDINANCE TO AMEND THE
BUSINESS LICENSE ORDINANCE OF DORCHESTER COUNTY #91-08,
TO DELETE THAT PORTION DEALING WITH THE DECLINING RATE
SCHEDULE ON PAGE 10, AND SUBSTITUTE A NEW DECLINING RATE
SCHEDULE"**

Chairman Murphy reported that a Public Hearing was held and the recommendation from the Committee was to report back to Council without a recommendation on 2nd Reading for the Proposed Ordinance as stated, "An Ordinance to Amend the Business License Ordinance of Dorchester County #91-08, to Delete that Portion Dealing with the Declining Rate Schedule on Page 10, and Substitute a New Declining Rate Schedule".

16. On the motion of Mr. Murphree, seconded by Mr. Waggoner, Council voted unanimously to deny 2nd Reading for the Proposed Ordinance as stated, "An Ordinance to Amend the Business License Ordinance of Dorchester County #91-08, to delete that Portion Dealing with the Declining Rate Schedule on Page 10, and Substitute a New Declining Rate Schedule".

APPOINTMENTS TO BOARDS AND COMMISSIONS

There were no appointments to Boards and Commissions.

COUNTY ATTORNEY'S TIME- MR. JOHN FRAMPTON

REQUEST FOR EXECUTIVE SESSION

The County Attorney made a request for Council's consideration to enter into executive session to discuss five items, those being a public safety security matter, a contractual matter concerning the Quail Arbor ditch, legal advice on Multi-County Park Financing, a confidential economic development project and a personnel matter concerning the Clerk of Court's office.

EXECUTIVE SESSION 8:05 P.M.

17. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted unanimously to enter into Executive Session.

RECONVENE FROM EXECUTIVE SESSION 9:10 P.M.

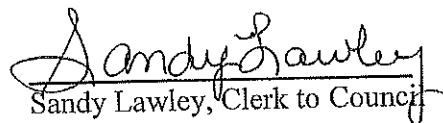
The County Attorney reported that in Executive Session, Council discussed four of the five items announced prior to going into executive session, and no action was taken on any of the items. He stated that the public safety security matter was not discussed.

CONFIDENTIAL ECONOMIC DEVELOPMENT PROJECT #07-51

18. On the motion Mr. Waggoner, seconded by Mr. Davis, Council voted unanimously that Dorchester County utilize \$23,000 from the Economic Development Fund to assist Project #07-51 with site preparation and engineering. This funding was previously approved for the development of a speculative building at this location. This project will invest \$6 million and create 42 new jobs in the *St. George NEW CENTURY Industrial Park*.

ADJOURNMENT 9:12 P.M.

19. On the motion of Mr. Rosebrock, seconded by Mr. Feltner, Council voted unanimously to adjourn.


Sandy Lawley, Clerk to Council

AGENDA
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
JULY 21, 2008
7:00 P.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from July 7, 2008, County Council Meeting
- Public Hearing for FY 2008 Justice Assistance Grant (JAG)
- 2nd Reading for “An Ordinance of Dorchester County Concerning Public Water Service in Areas Adjacent to the Town of St. George and Agreement for the Transfer of Sewer Assets By and Between Dorchester County and the Town of St. George”
- Adoption of Proclamation #08-03 “Cigarette Litter Prevention Month”
- 1st Reading for an Ordinance Calling for a Referendum to be placed on the Ballot in Dorchester County for the General Election to be held November 4, 2008
- Correspondence

3. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- Public Hearing and 2nd Reading for “A Third Supplemental Ordinance Providing for the Issuance and Sale of Dorchester County, South Carolina, Waterworks and Sewer System Revenue Bonds, Series 2008, in the Principal Amount of not Exceeding \$15 Million; Prescribing the Form and Details of Such Bonds; and Other Matters Relating Thereto”
- 3rd Reading for Ordinance #08-15, “An Ordinance to Amend Dorchester County Ordinance #01-08, as Amended by Dorchester County Ordinance #02-14, to Delete Therefrom the Adoption of Certain Nationally Recognized Codes and Standards and to Adopt in Lieu Thereof Other Latest Editions of Nationally Recognized Codes and Standards for the Regulation of Construction within Dorchester County, South Carolina”

4. APPOINTMENTS TO BOARDS AND COMMISSIONS

5. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- Executive Session
- Contractual Matters
 - Courthouse
 - Quick Jobs Center
- Legal Advice
 - Vested Property Rights
 - Pending Lawsuit
 - Quail Arbor Ditch
 - Old Fort Road Right-of-Way Easement
 - Public Safety
- Personnel Matter

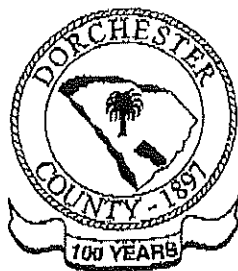
6. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNI

CHRISTOPHER J. MURP
MIKE MURPHRE

RICHARD ROSEBRO

KENNETH WAGGON

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET
ST. GEORGE, SOUTH CAROLINA 29477
(843) 563-0196 FAX (843) 563-0137
SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

MINUTES
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
JULY 21, 2008
7:00 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Willie Davis – Vice Chairman
Mr. Chris Murphy
Mr. Jamie Feltner
Mr. Richard Rosebrock
Mr. Kenneth F. Waggoner
Mr. Jason Ward – County Administrator
Ms. Ashley Jacobs – Deputy County Administrator
Mr. John Frampton – County Attorney
Mrs. Gina R. Sams – Sr. Admin. Asst. to Council
ABSENT: Mr. Mike Murphree

Chairman Hargett called the meeting to order, and Reverend John Miller gave the Invocation.

CHAIRMAN'S TIME- MR. LARRY HARGETT
REQUEST TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council; the following citizens addressed Council:

-Ms. Rose Cummings, resident of Ashborough Sudivision, spoke on the property matters concerning Rezoning Request #592, located on Woodlake Drive and spoke in favor of the property's rezoning.



REQUEST TO ADDRESS COUNCIL-CONTINUED

-Ms. Mary Shahid, Attorney with McNair Law Firm, representative for residents on Woodlake Drive and Ashborough Subdivision, came before Council to address the matter of pending Rezoning Request #592, and the concerns of flooding and drainage problems associated with the property, belonging to Mr. Robert Pratt. Additional remarks were provided regarding the matter of vested rights vs. meeting the conditions set by County Ordinance in response to the State Law, defining vested rights.

-Mr. Robert Pratt property owner associated with Rezoning Request #592, located on Woodlake Drive in Ashborough Subdivision, came before Council to address the matter of his property being rezoned, and the Planning Commissions recommendations to deny the request with a vote of 3 to 2. Mr. Pratt stated that if the item was kept in the County's Planning, Building and Utility Committee, before being taken out, the Committee would also recommend to Council to deny Rezoning Request #592. Mr. Pratt noted that if the property was zoned to R-1, the impervious surface would be 50%, if the property was left "as is" the property's impervious surface would be 65%, and with his approved plans by the County, DHEC, and OCRM, the impervious surface would be 20%. In addition, Mr. Pratt provided Council with a petition consisting of 100 signatures of registered voters in Dorchester County.

-Ms. Linda Leforte, resident of Tranquil Acres, came before Council to address concerns with Tranquil Acres Apartments only having one dumpster and reported the need to have another dumpster located at the apartment complex. Additional concerns were express regarding area dog owners not cleaning up after their dogs. In response to Ms. Leforte's concerns, Chairman Hargett agreed to refer this matter to the Public Safety, Health, and Human Services Committee.

-Mr. Rick Fogle, resident of Dorchester County, came before Council to address concerns regarding the issue of Knights Avenue in Pine Hill Acres Subdivision and the need to have the County maintain the road.

- Mr. Wayne Haupt, resident of Dorchester County, came before Council and referenced a letter forwarded to South Carolina State Senator, Hugh Leatherman, concerning a petition drive requesting the South Carolina Department of Transportation install traffic signal lights at the intersections of Butternut Road and Central Avenue, and as well as, Butternut Road and Old Orangeburg Road. Mr. Haupt thanked Council and various others who provided their time to come out to the Community Forum, which was held to discuss this matter. In addition, a copy of the letter to Senator Leatherman was provided to Council.

REQUEST TO ADDRESS COUNCIL-CONTINUED

-Ms. Natalie Applebee, resident of Dorchester County, came before Council to address her concerns of not having the property rezoned at Woodlake Drive, belonging to Mr. Pratt (Rezoning Request #592), and the impact it would have on property values. Ms. Applebee also addressed the issues of drainage and flooding on the property.

ADOPTION OF MINUTES FROM THE JULY 7, 2008, COUNTY COUNCIL MEETING

1. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted six in favor, and one absent, to adopt the Minutes from the July 7, 2008, County Council Meeting.

Councilman Murphree was absent.

PUBLIC HEARING FOR FY 2008 JUSTICE ASSISTANCE GRANT (JAG)

Chairman Hargett provided the following information concerning the FY 2008 Justice Assistance Grant (JAG):

"Dorchester County received a FY 2008 Justice Assistance Grant (JAG) Award from the U. S. Department of Justice, Bureau of Justice Assistance in the amount of \$12,908.00. There is no match required for this grant. The Sheriff's Department will use this money to continue support for their Interdiction Enforcement Information and Reporting System (IEIRS). As a condition to this grant, we must hold a Public Hearing to receive comments as to the appropriation of this money."

Chairman Hargett opened the Public Hearing to receive comments; hearing no comments the Public Hearing for the FY 2008 Justice Assistance Grant (JAG) was closed and no actions were taken.

2ND READING FOR "AN ORDINANCE OF DORCHESTER COUNTY CONCERNING PUBLIC WATER SERVICE IN AREAS ADJACENT TO THE TOWN OF ST. GEORGE AND AGREEMENT FOR THE TRANSFER OF SEWER ASSETS BY AND BETWEEN DORCHESTER COUNTY AND THE TOWN OF ST. GEORGE"

2. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted six in favor, and one absent, to give 2nd Reading for "An Ordinance of Dorchester County Concerning Public Water Service in Areas Adjacent to the Town of St. George and Agreement for the Transfer of Sewer Assets by and between Dorchester County and the Town of St. George".

Councilman Murphree was absent.

**ADOPTION OF PROCLAMATION #08-03 "CIGARETTE LITTER
PREVENTION MONTH"**

Chairman Hargett read Proclamation #08-03 aloud.

3. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted six in favor, and one absent, to adopt Proclamation # 08-03 "Cigarette Litter Prevention Month".

Councilman Murphree was absent.

**1st READING FOR AN ORDINANCE CALLING FOR A REFERENDUM
TO BE PLACED ON THE BALLOT IN DORCHESTER COUNTY FOR
THE GENERAL ELECTION TO BE HELD NOVEMBER 4, 2008**

Chairman Hargett read the proposed Ordinance aloud; the form of the question on the ballot shall be as follows:

"Shall the South Carolina Department of Revenue be authorized to issue temporary permits in this County for a period not to exceed twenty-four hours to allow the possession, sale, and consumption of alcoholic liquors by the drink to bona fide nonprofit organizations and business establishments authorized to be licensed for consumption-on-premises sales and to allow the sale of beer and wine at permitted off-premises locations without regard to the days or hours of sales?"

4. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted five in favor, one opposed, and one absent, to give 1st Reading for an Ordinance Calling for a Referendum to be placed on the Ballot in Dorchester County for the General Election to be held November 4, 2008.

Councilman Rosebrook opposed; Councilman Murphree was absent.

AGENDA AMENDMENT

5. On the motion of Mr. Feltner, seconded by Mr. Rosebrook, Council voted four in favor, two opposed, and one absent, to amend the Agenda for the purpose of placing Rezoning Request #592 on the agenda.

Councilmen Hargett and Murphy opposed; Councilman. Murphree was absent.

EXECUTIVE SESSION 7:39 P.M.

6. On the motion of Mr. Waggoner, seconded by Mr. Davis, Council voted six in favor, and one absent, to go into Executive Session for the purpose of discussing the subject matter of Rezoning Request #592.

Councilman Murphree was absent.

County Attorney, John Frampton, reported that Council would be going into Executive Session to receive legal advice concerning Rezoning Request #592.

RECONVENE FROM EXECUTIVE SESSION

County Attorney, John Frampton, reported that Council received legal advice while in Executive Session regarding Rezoning Request #592; no action was taken.

RECALL OF REZONING REQUEST #592 & REMOVAL FROM PLANNING, DEVELOPMENT AND BUILDING COMMITTEE

7. On the motion of Mr. Feltner, seconded by Mr. Rosebrock, Council voted four in favor, two opposed, and one absent, to remove Rezoning Request #592 from Council's Planning, Development, and Building Committee, to Council.

Councilmen Murphy and Hargett opposed; Councilman Murphree was absent.

2nd READING TO REZONING REQUEST #592

8. On the motion of Mr. Feltner, seconded by Mr. Rosebrock, Council voted four in favor, two opposed, and one absent, to give 2nd Reading to Rezoning Request #592.

Councilmen Hargett and Murphy opposed the motion; Councilman Murphree was absent.

CORRESPONDENCE

The County Administrator reported out to Council that the County received a letter from the Town of Summerville regarding the annexations of the following parcels:

-TMS # 144-16-03-005 at 113 King Charles Circle with a single family residential zoning;

-TMS # 145-06-05-016 and TMS# 145-10-08-040 off Stallville Loop with a single family residential zoning and general business zoning;

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County Council Meeting

CORRESPONDENCE-CONTINUED

-TMS # 145-04-01-004 on Yancey Street with a general business zoning.

The County Administrator reported to Council that the County had received a letter from the City of North Charleston, which detailed the following annexed parcels in an area commonly known as 47-K:

-TMS # 172-12-00-028,
-TMS # 172-16-00-011,
-TMS# 181-00-00-005,
-TMS # 172-00-00-024, -025, -028, -031, -032, -033, -036, -041, and -098

Mr. Ward reported that the annexations consisted of approximately 168 acres located on Dorchester Road, Windsor Hill Blvd. and Ashley Phosphate Road with businesses and residential zonings.

Councilman Murphy provided Council with a copy of an e-mail, where he had been in correspondence with the owners of the parcels relating to Rezoning Request #578, and indicated that the Church would be willing to grant the necessary easements to the County, for the required right-of-way needed for the expansion project. Councilman Murphy requested County Attorney, John Frampton, to contact the property owners of Rezoning Request #578, and to meet with Davis and Floyd Engineering, Inc. for the purpose of settling and moving this matter forward.

COUNTY ADMINISTRATOR'S TIME-MR. JASON WARD

PUBLIC HEARING AND 2ND READING FOR "A THIRD SUPPLEMENTAL ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF DORCHESTER COUNTY, SOUTH CAROLINA, WATERWORKS AND SEWER SYTEM REVENUE BONDS, SERIES 2008, IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING 15 MILLION; PRESCRIBING THE FORM AND DETAILS OF SUCH BONDS; AND OTHER MATTERS RELATING THERETO"

Mr. Ward requested Chairman Hargett to open the Public Hearing and for Council to give consideration for 2nd Reading on this matter.

Chairman Hargett opened the Public Hearing to receive comments; hearing no comments the Public Hearing was closed.

PUBLIC HEARING AND 2ND READING FOR "A THIRD SUPPLEMENTAL ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF DORCHESTER COUNTY, SOUTH CAROLINA, WATERWORKS AND SEWER SYTEM REVENUE BONDS, SERIES 2008, IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING 15 MILLION; PRESCRIBING THE FORM AND DETAILS OF SUCH BONDS; AND OTHER MATTERS RELATING THERETO"-CONTINUED

9. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted five in favor, one abstention, and one absent, to give 2nd Reading for "A Third Supplemental Ordinance Providing for the Issuance and Sale of Dorchester County, South Carolina, Waterworks and Sewer System Revenue Bonds, Series 2008, in the Principal Amount of not Exceeding \$15 Million; Prescribing the Form and Details of Such Bonds; and Other Matters Relating Thereto".

Councilman Rosebrock abstained; Councilman Murphree was absent.

3rd READING FOR ORDINANCE # 08-15, " AN ORDINANCE TO AMEND DORCHESTER COUNTY ORDINANCE #01-08, AS AMENDED BY DORCHESTER COUNTY ORDINANCE #02-14, TO DELETE THEREFROM THE ADOPTION OF CERTAIN NATIONALLY RECOGNIZED CODES AND STANDARDS AND TO ADOPT IN LIEU THEREOF OTHER LATEST EDITIONS OF NATIONALLY RECONGNIZED COES AND STANDARDS FOR THE REGULATION OF CONSTRUCTION WITHIN DORCHESTER COUNTY, SOUTH CAROLINA

10. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted six in favor, and one absent, to give 3rd Reading for "An Ordinance to Amend Dorchester County Ordinance #01-08, as Amended by Dorchester County Ordinance #02-14, to Delete Therefrom the Adoption of Certain Nationally Recognized Codes and Standards and to Adopt in Lieu Thereof Other Latest Editions of Nationally Recognized Codes and Standards for the Regulation of Construction within Dorchester County, South Carolina".

Councilman Murphree was absent.

APPOINTMENTS TO BOARDS AND COMMISSIONS

There were no actions taken on this matter.

COUNTY ATTORNEY'S TIME--JOHN FRAMPTON

REQUEST FOR EXECUTIVE SESSION

The County Attorney made a request for Council's consideration to enter into executive session to discuss two contractual matters, those being the Courthouse construction and the Quick Jobs Center; to receive legal advice concerning an issue of rezoning and property rights, a pending lawsuit, the Quail Arbor ditch, a grant of easement for the widening of Old Fort Road, and a public safety matter and in addition, to discuss a personnel matter.

EXECUTIVE SESSION 8:30 P.M.

11. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted six in favor, and one absent, to enter into Executive Session.

Councilman Murphree was absent.

RECONVENE FROM EXECUTIVE SESSION 10:10 P.M.

The County Attorney reported that in Executive Session Council discussed all items previously announced, and no action was taken.

EXECUTION OF RIGHT-OF-WAY GRANT TO SC DOT FOR OLD FORT ROAD

12. On the motion of Mr. Feltner, seconded by Mr. Murphy, Council voted six in favor and one absent, to authorize the County Administrator to execute a Right-of-Way Grant to the SC DOT (South Carolina Department of Transportation) for the property along Old Fort Road.

Councilman Murphree was absent.

ALTERNATIVE B FOR NEW POSITION IN CLERK OF COURT'S OFFICE

13. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted six in favor, and one absent, to approve Alternative B, as discussed in Executive Session, as it regards to new positions in the Clerk of Court's Office and for the Administrator to identify the funding source.

Councilman Murphree was absent.

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County Council Meeting

ADJOURNMENT 10:11 P.M.

14. On the motion of Mr. Feltner, seconded by Mr. Davis, Council voted six in favor, and one absent, to adjourn.

Councilman Murphree was absent.



Gina R. Sams, Sr. Admin. Asst. to Council

AGENDA
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
AUGUST 11, 2008
7:00 P.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from July 21, 2008, County Council Meeting
- Correspondence

3. GUEST

- Representative Patsy Knight - Recycling of Television Components and Computers

4. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- 1st Reading for Rezoning Request #596, Noel Hughes; TMS# 154-03-00-017
- 2nd Reading for an Ordinance Calling for a Referendum to be placed on the Ballot in
Dorchester County for the General Election to be held November 4, 2008
- 3rd Reading for Rezoning Request #587, Glenn A, Taylor, TMS #146-14-00-001
- 3rd Reading for Rezoning Request #588, Michael Holtslander, TMS #146-14-00-014
- First Day Initiative Time-off Commitment (Trident United Way)

5. COMMITTEE REPORTS

Chairman Murphree, Public Works, Property and Utilities Committee Report

- Special Tax District
- Request for Speed Humps in Quail Arbor Subdivision-Pointer Drive
- Yerby Road

Chairman Murphy, Planning, Development and Building Committee Report

- Recommendation for 2nd Reading for Rezoning Request #575, Dr. Allen Blalock;
TMS #008-00-00-085
- Administrative Fee and Mobile Home Setup Fee

Chairman Hargett, Water and Sewer Committee Report

- Request for Wastewater Service for New Dental Center Building, TMS#181-00-00-028
- Project Status Report
- Competitive Community Grant Upgrade Pump Station #104

6. APPOINTMENTS TO BOARDS AND COMMISSIONS

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AUGUST 11, 2008
COUNTY COUNCIL AGENDA

7. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- Executive Session
- Confidential Economic Development Projects
- Legal Advice
 - Stratton Capers Property
 - One Cent Sales Tax Projects
 - Pending Litigation
- Contractual Matters
 - CARTA
 - St. George WWTP
 - Ridgeville Volunteer Fire Department

8. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNER

CHRISTOPHER J. MURPHY

MIKE MURPHREE

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

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MINUTES
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
AUGUST 11, 2008
7:00 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett-Chairman
Mr. Willie Davis-Vice Chairman
Mr. Kenneth F. Waggoner
Mr. Mike Murphree
Mr. Chris Murphy
Mr. Jamie Feltner
Mr. Richard Rosebrock
Mr. Jason Ward-County Administrator
Ms. Ashley Jacobs-Deputy County Administrator
Mr. John Frampton-County Attorney
Mrs. Gina R. Sams-Admin. Assist. to Council

Chairman Hargett called the meeting to order, and Councilman Richard Rosebrock gave the Invocation.

REQUEST TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council; the following citizens replied:

-Mr. Fran Roberts addressed Council regarding the recent passage of Sign Ordinance #08-14, which amended Ordinance #04-13; thereby, amending Article 13.5.7 (b) (5) by deleting the reference to signs located within a development of any size in the TOD and adding subparagraph (6) and provides the standards of all signs located within the TOD.

REQUEST TO ADDRESS COUNCIL CONTINUED

Mr. Roberts reported receiving a letter from Dorchester County Planning Board, stating the Ordinance had changed, and the section addressing animated and electric signs within the TOD were not allowed. Mr. Roberts requested Council to look at this matter and to allow him to have the right, as a business owner in the State of South Carolina, to have these types of signs.

-Ms. Beverly Fifer, resident of the Lakes of Summerville subdivision, came before Council and spoke in opposition of Rezoning Requests # 587 and 588.

-Ms. Libby Clark, resident of the Lakes of Summerville subdivision, came before Council and spoke in opposition of Rezoning Requests #587 and 588.

-Mr. Robert McNeish, resident of the Lakes of Summerville subdivision, addressed Council on his concerns regarding commercial properties on Miles Jamison Road; Mr. McNeish spoke in opposition of Rezoning Requests #587 and 588.

-Mr. Julian Gooding, resident of Dorchester County, came before Council to address his concerns of over development and commercialization on the Miles Jamison corridor; Mr. Gooding spoke in opposition of Rezoning Requests #587 and 588.

-Ms. Paula Tejada, resident of the Lakes of Summerville subdivision, came before Council and spoke in opposition of Rezoning Requests #587 and 588.

-Mr. Jim McGlynn, resident of the Lakes of Summerville subdivision, came before Council to address safety concerns related to Rezoning Requests #587, 588, and spoke in opposition to the rezoning of the property.

-Ms. Cindy Combs, resident of the Lakes of Summerville subdivision, addressed Council on the matter of the County's Comprehensive Plan and stated that there were no errors made in the previous zoning of the property related to Rezoning Requests #587, and 588. Ms. Combs spoke in opposition to the requests.

-Ms. Stephanie Taylor, landowner of the property for Rezoning Requests #587 and 588, came before Council and spoke in favor of the requests. Ms. Taylor provided a brief history of the zoning of her property and reported these rezoning requests were due to zoning errors made when previous zoning ordinances were adopted.

REQUEST TO ADDRESS COUNCIL CONTINUED

-Mr. Robby Richburg, resident of the Lakes of Summerville subdivision and representative of Sunburst Properties, came before Council and gave a brief history of the zoning that was present when the Lakes of Summerville subdivision was being developed; Mr. Richburg spoke in favor of Rezoning Requests #587 and 587.

-Mr. Glenn Taylor, landowner of the property for Rezoning Requests #587 and 588, came before Council and spoke in favor of rezoning his property.

ADOPTION OF MINUTES FROM THE JULY 21, 2008, COUNTY COUNCIL MEETING

1. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted six in favor, and one opposed, to adopt the Minutes from the July 21, 2008, County Council Meeting.

Mr. Murphree opposed.

CORRESPONDENCE

There was no correspondence reported.

GUESTS

REPRESENTATIVE PATSY KNIGHT-RECYCLING OF TELEVISION COMPONENTS AND COMPUTERS

Due to another engagement, Representative Knight was not present to address Council on this matter.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

1ST READING FOR REZONING REQUEST #596, NOEL HUGHES; TMS #154-03-00-017

2. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously, to give 1st Reading to Rezoning Request #596, Noel Hughes; TMS #154-03-00-017 and to refer the request to Council's Planning, Development, and Building Committee.

**COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD
CONTINUED**

**2ND READING FOR AN ORDINANCE CALLING FOR A REFERENDUM
TO BE PLACED ON THE BALLOT IN DORCHESTER COUNTY FOR
THE GENERAL ELECTION TO BE HELD NOVEMBER 4, 2008**

Mr. Ward reported that the proposed Ordinance instructs the Election Commission to place a Referendum for Sunday alcohol sales in Dorchester County on the ballot for voter consideration. The Election Commission requested Council take up 3rd Reading before September 2008 in order to allow for additional time to prepare and mail out absentee ballots to voters. Mr. Ward requested Council to consider holding a Special Called County Council meeting on Tuesday, August 19, 2008, at 9:00 a.m. in Summerville, Council Chambers.

3. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted six in favor, and one opposed, to give 2nd Reading to an Ordinance calling for a Referendum to be placed on the Ballot in Dorchester County for the General Election to be held November 4, 2008.

Mr. Rosebrock opposed.

**MOTION TO COMBINE 3RD READING FOR REZONING REQUEST
#587, GLENN A. TAYLOR, TMS #146-14-00-001 AND REZONING
REQUEST #588, MICHAEL HOLTSLANDER, TMS #146-14-00-014**

4. On the motion of Mr. Murphree, seconded by Mr. Feltner, Council voted unanimously, to combine 3rd Reading for Rezoning Requests #587 and 588, for the purpose of considering the two requests together.

**3RD READING FOR REZONING REQUEST #587, GLENN A. TAYLOR,
TMS #146-14-00-001 AND REZONING REQUEST #588, MICHAEL
HOLTSLANDER, TMS #146-14-00-014**

5. On the motion of Mr. Murphy, seconded by Mr. Murphree, Council voted four in favor, and three opposed, to give 3rd Reading to Rezoning Requests: #587, Glenn A. Taylor, TMS #146-14-00-001 and #588, Michael Holtlander, TMS #146-14-00-014.

Mr. Waggoner, Rosebrock, and Feltner opposed.

**COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD
CONTINUED**

**FIRST DAY INITIATIVE TIME-OFF COMMITMENT (TRIDENT
UNITED WAY)**

The First Day Initiative allows employees to come to work one hour later on the first day of school and; therefore, provides time for employees to drop off their children at school. The purpose of the initiative is to reduce the high school drop out rate in the tri-county area school districts.

6. On the motion of Mr. Davis, seconded by Mr. Waggoner, Council voted four in favor, and three opposed, to approve the First Day Initiative and to provide employees one hour off, with pay, to drop off their children on the first day of school.

Mr. Murphy, Murphree, and Feltner were opposed.

**COMMITTEE REPORTS
CHAIRMAN MIKE MURPHREE-PUBLIC WORKS, PROPERTY, AND
UTILITIES COMMITTEE**

SPECIAL TAX DISTRICT

Chairman Murphree of the Public Works, Property, and Utilities Committee reported that the Committee held a meeting earlier in the evening. Discussions were held on the matter of creating Special Tax Districts to address the issues related to the maintenance of retention ponds located in the County. There were no recommendations to Council, and the only action taken by the Committee was to table the subject for a future date.

**REQUEST FOR SPEED HUMPS IN QUAIL ARBOR SUBDIVISION-
POINTER DRIVE**

7. Chairman Murphree reported that the Committee's recommendation to Council was to approve the request for speed humps in Quail Arbor Subdivision-Pointer Drive; thereby, allowing the community to install the speed humps and the County provide signage at the cost of the community; Council voted unanimously in favor of the Committee's recommendation.

COMMITTEE REPORTS CONTINUED

CHAIRMAN MIKE MURPHREE-PUBLIC WORKS, PROPERTY, AND UTILITIES COMMITTEE

YERBY ROAD

Chairman Murphree reported that the Public Works, Property, and Utilities Committee held discussions regarding Yerby Road meeting the minimum standards required by the County, to become a County maintained road, and there were no recommendations to Council on this matter, at this time.

CHAIRMAN CHRISTOPHER J. MURPHY, PLANNING, DEVELOPMENT, AND BUILDING COMMITTEE REPORT

1st READING FOR A PROPOSED ORDINANCE TO INCREASE ADMINISTRATIVE FEE AND MOBILE HOME SETUP FEE

8. Chairman Murphy of the Planning, Development, and Building Committee reported on a Committee meeting held earlier in the evening, and the matter of amending the County's Ordinance regarding Administrative Fees and Mobile Home Setup Fees was discussed. The Administrative Fee increase would offset the cost of personnel, fringe benefits, and supplies. The Mobile Home Fee increase would cover cost of additional inspections for manufactured homes. The total projected revenue increase would be approximately \$101,000. The Committee's recommendation to Council was to approve 1st Reading to a Proposed Ordinance, (amending the County's Ordinance regarding Administrative Fees and Mobile Home Setup Fees) to increase the Administrative Fee by \$15.00, bringing the total fee to \$65.00, and to increase the fee for the County's Mobile Home Setup Fee by \$40.00, bringing the total fee to \$105.00. Council voted unanimously to approve the Committee's recommendation.

RECOMMENDATION FOR 2ND READING FOR REZONING REQUEST #575, DR. ALLEN BLALOCK, TMS #008-00-00-085

9. Chairman Murphy reported that the Committee's recommendation to Council was to approve 2nd Reading for Rezoning Request #575, Dr. Allen Blalock, TMS #008-00-00-085; Council voted two in favor, and five opposed, on the Committee's recommendation.

Mr. Hargett, Davis, Waggoner, Rosebrock and Feltner opposed the recommendation.

COMMITTEE REPORTS CONTINUED

**CHAIRMAN CHRISTOPHER J. MURPHY, PLANNING,
DEVELOPMENT AND BUILDING COMMITTEE REPORT
CONTINUED**

**RECOMMENDATION FOR 2ND READING FOR REZONING REQUEST
#575, DR. ALLEN BLALOCK, TMS #008-00-00-085 CONTINUED**

Upon discussion, Council made the following motion:

10. On the motion of Mr. Davis, seconded by Mr. Waggoner, the Committee voted unanimously, to place the matter of Rezoning Request #575 back into Council's Planning, Development, and Building Committee, for the purpose of meeting with Dr. Blalock and creating a legal agreement on the aspects of the development.

**CHAIRMAN LARRY HARGETT, WATER AND SEWER COMMITTEE
REPORT**

Chairman Hargett passed the gavel to Vice Chairman Davis, in order to give the Water & Sewer Committee Report.

**REQUEST FOR WASTEWATER SERVICE FOR NEW DENTAL
CENTER BUILDING, TMS # 181-00-00-028**

11. Chairman Hargett of the Water and Sewer Committee reported that the Committee's recommendation to Council was for the approval of providing wastewater service to the new Dental Center Building, TMS # 181-00-00-028. Council voted unanimously in favor of the Committee's recommendation.

PROJECT STATUS REPORT

Chairman Hargett reported on receiving a project status report, generated by BP Barber, on the 2006 Bond Projects and no action was required by Council.

**COMPETITIVE COMMUNITY GRANT UPGRADE PUMP STATION
#014**

Chairman Hargett reported on the County receiving a competitive grant, totaling \$30,000 which will provide additional sewer capacity to the Eastport Industrial Park. There was no action required by Council.

COMMITTEE REPORTS CONTINUED

Vice Chairman Davis passed the gavel back to Chairman Hargett, concluding the Committee report.

APPOINTMENTS TO BOARDS AND COMMISSIONS

DORCHESTER COUNTY BOARD OF ASSESSMENT APPEALS

12. On the motion of Mr. Feltner, seconded by Mr. Davis, Council voted unanimously, to appointment Mr. Ron Turner, to represent District 7, on the Dorchester County Board of Assessment Appeals.

COUNTY ATTORNEY'S TIME

REQUEST FOR EXECUTIVE SESSION

The County Attorney made a request for Council's consideration to enter into Executive Session to discuss some Confidential Economic Development Projects, to give legal advice regarding Stratton Capers Property, the One Cent Sales Tax Projects, a pending litigation, and to discuss three contractual matters CARTA, St. George Wastewater Treatment Plant (WWTP), and the Ridgeville Volunteer Fire Department.

EXECUTIVE SESSION 8:06 P.M.

13. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted unanimously, to enter into Executive Session.

RECONVENE FROM EXECUTIVE SESSION 9:55 P.M.

The County Attorney reported that in Executive Session, Council discussed all items previously announced, and no action was taken on any of the items.

STRATTON CAPERS

14. On the motion of Mr. Feltner, seconded Mr. Rosebrock, Council voted unanimously, to authorize the County Administrator, Jason Ward, to purchase lot #51, located in Stratton Capers, for the amount of \$20,074.00, with funds to be identified by the Administrator.

Page Nine
August 11, 2008
County Council Meeting

ADOPTION OF RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN INDUCEMENT AGREEMENT BY AND BETWEEN DORCHESTER COUNTY, SOUTH CAROLINA AND ROBERT BOSCH, LLC.

15. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted five favor, one opposed, and one abstention, to adopt a Resolution Authorizing the Execution and Delivery of an Inducement Agreement by and between Dorchester County, South Carolina and Robert Bosch, LLC. (formerly Robert Bosch Corporation), whereby, Under Certain Conditions, Dorchester County Will Amend the Fee in Lieu of Tax Lease Agreement by Increasing the Maximum Level of Investment in the Project from \$600,000,000 to \$900,000,000 and Extending the Existing Infrastructure Tax Credit.

Mr. Murphree opposed; Mr. Feltner abstained.

ADJOURNMENT 9:57 P.M.

16. Council voted unanimously, to adjourn.



Gina R. Sams, Admin. Asst. to Council

AGENDA
DORCHESTER COUNTY COUNCIL
SPECIAL CALLED COUNCIL MEETING
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
AUGUST 19, 2008
9:00 A.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

-3rd Reading for an Ordinance Calling for a Referendum to be placed on the Ballot in
Dorchester County for the General Election to be held November 4, 2008

3. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNER

CHRISTOPHER J. MURPHY

MIKE MURPHREE

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET

ST. GEORGE, SOUTH CAROLINA 29477

(843) 563-0196 FAX (843) 563-0137

SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

**MINUTES
SPECIAL CALLED MEETING
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY HUMAN SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
AUGUST 19, 2008
9:00 A.M.**

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett—Chairman
Mr. Willie Davis—Vice Chairman
Mr. Jamie Feltner
Mr. Mike Murphree
Mr. Chris Murphy
Mr. Richard Rosebrock
Mr. Kenneth F. Waggoner
Mr. Jason Ward—County Administrator
Ms. Ashley Jacobs—Deputy County Administrator
Mr. John Frampton—County Attorney
Mrs. Gina R. Sams—Admin. Asst. to Council

Chairman Hargett called the meeting to order and gave the Invocation.

Page Two
August 19, 2008
County Council Special Called Meeting

CHAIRMAN'S TIME-LARRY HARGETT


**3RD READING FOR AN ORDINANCE CALLING FOR A REFERENDUM
TO BE PLACED ON THE BALLOT IN DORCHESTER COUNTY FOR
THE GENERAL ELECTION TO BE HELD NOVEMBER 4, 2008**

1. On the motion of Mr. Murphy, seconded by Mr. Murphree, Council voted six in favor, and one opposed, to give 3rd Reading for an Ordinance Calling for a Referendum to be placed on the Ballot in Dorchester County for the General Election, to be held on November 4, 2008.

Mr. Rosebrock opposed.

ADJOURNMENT 9:01 A.M.

2. On the motion of Mr. Davis, seconded by Mr. Murphree, Council voted unanimously to adjourn.



Gina R. Sams, Sr. Admin. Asst. to Council

**AGENDA
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
SEPTEMBER 2, 2008
7:00 P.M.**

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from August 11, 2008, County Council Meeting and August 19, 2008, Special Called County Council Meeting
- Adoption of Resolution #08-14, In Memory of Mrs. Janice R. Oglietti
- Adoption of Resolution #08-15, Commending Tri-County Link (RTMA) for Establishing the Commuter Solutions Routes from Ridgeville and Moncks Corner
- Adoption of Resolution #08-16, "A Resolution for the Adoption of the Emergency Council Standards Operating Guide (SOG) to the Dorchester County Emergency Operations Plan by Dorchester County Council"
- Adoption of Resolution #08-17, "A Resolution for the Adoption of the Revised Dorchester Regional Hazard Mitigation Plan"
- 1st Reading to the Dorchester County 2008 Comprehensive Plan Ordinance
- Correspondence

3. GUEST

- Mr. Woody Hill- Boat Landing Closing

4. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- 1st Reading to a Proposed Ordinance to Delete from Article XVIII of the Dorchester County Ordinance # 04-13, Any Requirements Contained Therein for Mylar Copies of Plats or Linen Black Line Copies of Plats
- 1st Reading for Rezoning Request #597, William J. Hall, c/o Dorchester County Council; TMS #130-13-00-103
- 1st Reading for Rezoning Request #598, William J. Hall, c/o Dorchester County Council; TMS #130-13-00-105
- 1st Reading to a Proposed Ordinance to Amend Dorchester County Ordinance #08-14, to Provide for Signs that Indicate Time, Date and Temperature
- 2008 Carryover Budget

5. COMMITTEE REPORTS

Chairman Richard Rosebrock, Public Safety, Health and Human Services

- Update Parks and Recreation Master Plan
- Recreation Grants Program

Chairman Hargett, Water and Sewer Committee Report

- Project Status Report
- Request for Water and Sewer Service – Wescott Commons, TMS #162-00-00-057

Page Two
September 2, 2008
Dorchester County Council Agenda

6. APPOINTMENTS TO BOARDS AND COMMISSIONS

-Transportation Plan Advisory Committee

7. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

-Executive Session

- Confidential Economic Development Projects
- Legal Advice
 - Courthouse Space
 - Town Judge/County Magistrate
 - Closing of Boat Landing Road
- Contractual Matter
 - QuickJobs Center

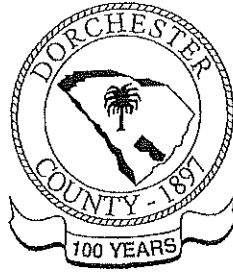
8. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNER

CHRISTOPHER J. MURPHY

MIKE MURPHREE

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET
ST. GEORGE, SOUTH CAROLINA 29477
(843) 563-0196 FAX (843) 563-0137
SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

**MINUTES
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
SEPTEMBER 2, 2008
7:00 P.M.**

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Willie Davis – Vice Chairman
Mr. Chris Murphy
Mr. Mike Murphree
Mr. Kenneth F. Waggoner
Mr. Jamie Feltner
Mr. Richard Rosebrock
Mr. Jason Ward – County Administrator
Ms. Ashley Jacobs – Deputy County Administrator
Mr. John Frampton – County Attorney
Mrs. Sandy Lawley – Clerk to Council

Chairman Hargett called the meeting to order, and Reverend John Miller gave the Invocation.

REQUESTS TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council, and the following citizens replied.

- Mr. Norvell Dickerson addressed Council regarding his support of "Installment Payments on Property Taxes" for Dorchester County taxpayers.

REQUESTS TO ADDRESS COUNCIL- CONTINUED

- Ms. Angie Lee Crum addressed Council, on behalf of the Ridgeville Branch of NAACP, regarding a Resolution, which she read aloud concerning "Installment Payments on Real Property". Ms. Crum spoke in favor of the Resolution that she read and presented Council with a copy and requested their support of this issue.
- Mr. Wayne Haupt addressed Council regarding the 2008 Dorchester County Comprehensive Plan Ordinance.
- Ms. Agnes Morrison addressed Council regarding the 2008 Comprehensive Plan Ordinance, Public Hearings and Public Meetings.
- Mr. Michael Dawson with Beidler Forest addressed Council regarding the Comprehensive Plan Ordinance 2008, and encouraged Council to keep the plan strong.
- Mr. Norman Brunswig addressed Council regarding the Comprehensive Plan Ordinance 2008, and requested that Council protect the wetlands and green space in the County.
- Ms. Ann Shahid addressed Council regarding the Comprehensive Plan Ordinance 2008, and her concerns related to the sand and dirt mining that is currently taking place in rural Dorchester County.
- Mr. Marshall D. McCoy addressed Council regarding his opposition to a rezoning request on Pigeon Bay Road.
- Ms. Anne Hemming addressed Council regarding her disapproval of the recent increase in the water and sewer rates.

ADOPTION OF MINUTES FROM THE AUGUST 11, 2008, COUNTY COUNCIL

1. On the motion of Mr. Murphy, seconded by Mr. Murphree, Council voted unanimously to adopt the Minutes from the August 11, 2008, County Council Meeting.

ADOPTION OF MINUTES FROM THE AUGUST 19, 2008, SPECIAL CALLED COUNTY COUNCIL MEETING

2. On the motion of Mr. Rosebrock, seconded by Mr. Murphy, Council voted unanimously to adopt the Minutes from the August 19, 2008 Special Called County Council Meeting.

**ADOPTION OF RESOLUTION #08-14, IN MEMORY OF
MRS. JANICE R. OGLIETTI**

3. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to adopt Resolution #08-14, "Resolution In Memory of Mrs. Janice R. Oglietti".

**ADOPTION OF RESOLUTION #08-15, COMMENDING TRI-COUNTY
LINK (RTMA) FOR ESTABLISHING THE COMMUTER SOLUTIONS
ROUTES FROM RIDGEVILLE AND MONCK'S CORNER**

4. On the motion of Mr. Davis, seconded by Mr. Rosebrock, Council voted unanimously to adopt Resolution #08-15, Commending Tri-County Link (RTMA) for Establishing the Commuter Solutions Routes from Ridgeville and Monck's Corner.

**ADOPTION OF RESOLUTION #08-16, "A RESOLUTION FOR THE
ADOPTION OF THE EMERGENCY COUNCIL STANDARDS
OPERATING GUIDE (SOG) TO THE DORCHESTER COUNTY
EMERGENCY OPERATIONS PLAN BY DORCHESTER COUNTY
COUNCIL"**

5. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted unanimously to adopt Resolution #08-16, "A Resolution for the Adoption of the Emergency Council Standards Operating Guide (SOG) to the Dorchester County Emergency Operations Plan by Dorchester County Council". Adoption of this Resolution was necessary for the establishment of an Emergency Council comprised of the Chairman of County Council, and the Municipal Mayors to govern emergency response actions throughout the County in the incorporated and unincorporated areas. The County Administrator noted that similar resolutions would be adopted by all Dorchester County Municipalities.

**RESOLUTION #08-17, "A RESOLUTION FOR THE ADOPTION OF THE
REVISED DORCHESTER REGIONAL HAZARD MITIGATION PLAN"**

6. On the motion of Mr. Rosebrock, seconded by Mr. Murphy, Council voted unanimously to adopt Resolution #08-17, "A Resolution for the Adoption of the Revised Dorchester Regional Hazard Mitigation Plan". The County is required to adopt a plan every five years to remain eligible for certain Federal programs.

**1ST READING TO THE 2008 DORCHESTER COUNTY
COMPREHENSIVE PLAN ORDINANCE**

7. It was motioned by Mr. Rosebrock, and seconded by Mr. Feltner, to give 1st Reading to "The 2008 Dorchester County Comprehensive Plan Ordinance", as approved by the Dorchester County Planning Commission and to keep this item before full Council.

8. Mr. Feltner motioned to amend the main motion, seconded by Mr. Rosebrock, Council voted four in favor, and three opposed, for Dorchester County Council to formally request that a staff member of the BCD - Council of Governments attend the 2nd and 3rd Reading of the 2008 Dorchester County Comprehensive Plan Ordinance, as well as, the public hearings and any public meetings that are held for the plan.

Mr. Alec Brebner who attended the meetings and prepared the 2008 Dorchester County Comprehensive Plan along with the Committee and staff members of Dorchester County, would be the preferable choice.

Council Members Murphy, Murphree and Hargett opposed.

Council voted unanimously in favor of the main motion.

The 2008 Dorchester County Comprehensive Plan Ordinance will be placed on the Dorchester County website, the two Dorchester County Libraries, the Dorchester County Council Office in Summerville and the Council Office in St. George.

CORRESPONDENCE

The County Administrator informed Council that there would be a meeting of the Emergency Council tomorrow, October 3, 2008, at 1:00 p.m. in Summerville Council Chambers to receive an update on Hurricane Hanna.

The County Administrator also informed Council that the State Budget and Control Board issued a cut to Dorchester County's State Aid to Subdivisions by \$178,373 from \$5,945,756 to \$5,767,384. He stated that staff has included funding to cover this unanticipated shortfall in the Carryover Budget.

In addition, the County Administrator informed Council that beginning January 1, 2009, the County must verify the eligibility of all new County employees to work in the United States through the U.S. Department of Homeland Security's E-Verify Program.

GUEST

MR. WOODY HILL

Mr. Woody Hill addressed County Council and requested that Council close the boat landing on the Edisto River in Givhans, located on Boat Landing Road. The state owns the boat landing, but the County owns the road. Mr. Hill explained the reasons for the request was due to the activities that take place at the landing. It includes drinking, partying, littering, shooting, fighting, and vandalism; it has become a very dangerous place. He presented Council with pictures and a petition from the Community in favor of the closing of the landing.

Sergeant J.B. Kinsey of the South Carolina Department of Wildlife and Natural Resources addressed Council and spoke in favor of closing the landing and stated that the State did not have the manpower to monitor the landing continuously, which was what it would take to control the problems. In addition, he agreed that the landing was in terrible condition and had become a very dangerous area.

Council stated that this issue would be discussed with the County Attorney in executive sessions later in the meeting.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

1ST READING FOR "AN ORDINANCE TO DELETE FROM ARTICLE XVIII OF THE DORCHESTER COUNTY ORDINANCE # 04-13, ANY REQUIREMENTS CONTAINED THEREIN FOR MYLAR COPIES OF PLATS OR LINEN BLACK LINE COPIES OF PLATS"

9. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to give 1st Reading for "An Ordinance to Delete from Article XVIII of the Dorchester County Ordinance #04-13, Any Requirements Contained Therein for Mylar Copies of Plats or Linen Black Line Copies of Plats" and to refer this item to the Planning, Development, and Building Committee for further consideration.

COUNTY ADMINISTRATOR'S TIME- CONTINUED

**1ST READING FOR REZONING REQUEST #597, WILLIAM J. HALL,
C/O DORCHESTER COUNTY COUNCIL; TMS #130-13-00-103 AND 1ST
READING FOR REZONING REQUEST #598, WILLIAM J. HALL, C/O
DORCHESTER COUNTY COUNCIL; TMS #130-13-00-105**

10. Mr. Waggoner motioned, seconded by Mr. Rosebrock, to deny 1st Reading to Rezoning Request #597, for William J. Hall, c/o Dorchester County Council; TMS #130-13-00-103 and Rezoning Request #598, for William J. Hall, c/o Dorchester County Council; TMS #130-13-00-105. Rezoning Request #597 would rezone 1.193 acres from TRM (Transitional Residential Manufactured Housing District) to CLI (Commercial Light-Industrial District) on Pigeon Bay Road near Summerville. Rezoning Request #598 would rezone 9.185 acres from R-4 (Multi-Family Residential District) to CLI (Commercial Light-Industrial District) on Pigeon Bay Road near Summerville. The Planning Commission recommends denying both requests, but the Planning Staff recommends rezoning both, which are both Ordinance #04-13 corrections.

After much discussion, Councilman Waggoner withdrew his motion to deny the Rezoning Requests and Councilman Rosebrock withdrew his second.

11. On the motion of Mr. Murphy, seconded by Mr. Murphree, Council voted four in favor, and three opposed, to give 1st Reading to Rezoning Request #597, for William J. Hall, c/o Dorchester County Council; TMS #130-13-00-103 and Rezoning Request #598, for William J. Hall, c/o Dorchester County Council; TMS #130-13-00-105 and to refer these requests to the Planning, Development, and Building Committee for further consideration.

Council Members Rosebrock, Davis and Waggoner.

Mr. Murphy, Chairman of the Planning, Development, and Building Committee stated that the Public Hearing for the two Rezoning Requests would be scheduled for November 3rd, 2008, at 6:00 p.m. at the Council Chambers in Summerville. In addition, he requested the Planning Staff contact Mr. Hall about meeting with the citizens on Pigeon Bay Road concerning these Rezoning Requests.

COUNTY ADMINISTRATOR'S TIME- CONTINUED

**1ST READING TO A PROPOSED ORDINANCE TO AMEND
DORCHESTER COUNTY ORDINANCE #08-14, TO PROVIDE FOR
SIGNS THAT INDICATE TIME, DATE AND TEMPERATURE**

12. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to give 1st Reading to a Proposed Ordinance to Amend Dorchester County Ordinance #08-14, to Provide for Signs that Indicate Time, Date, and Temperature in the Transitional Overlay District and to refer this item to the Planning, Development and Building Committee for further consideration.

2008 CARRYOVER BUDGET

13. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to approve the Carryover Budget for the amounts and purposes indicated in a report given to Council by the County Administrator. Staff has included funds to purchase the lot in Stratton Capers that was paved as a connector, funds for the new positions in the Clerk of Court's Office, and funds to cover the 3% cut in State Aid to Subdivisions for \$178,373.

COMMITTEE REPORTS

**CHAIRMAN RICHARD ROSEBROCK, PUBLIC SAFETY, HEALTH
AND HUMAN SERVICES COMMITTEE REPORT**

UPDATE PARKS AND RECREATION MASTER PLAN

Chairman Rosebrock reported that the Committee was given an update on the Parks and Recreation Master Plan and he requested the County Administrator to update Council. Mr. Ward stated that upon County Council approval, he had negotiated an agreement with Haden Stanziale to complete a Parks and Recreation Master Plan. The consultants met with staff on July 10, 2008 and then with the Advisory Board, which consists of the members of the Public Safety, Health, and Human Services Committee and staff on August 26. The Scope of Work for the project includes several different steps. Additionally, the Trust for Public Land will do a feasibility study and public survey on citizens' willingness to pay for different types of parks and recreational opportunities after Haden Stanziale completes its Community Involvement-Recreational Needs Assessment. This was reported for information only.

COMMITTEE REPORT CONTINUED

**PUBLIC SAFETY, HEALTH AND HUMAN SERVICES COMMITTEE
REPORT CONTINUED**

RECREATION GRANTS PROGRAM

14. Chairman Rosebrock reported that the County has received 18 applications for recreation funds that total \$354,320. The current balance of the fund is \$470,049. The total recommended amount for approval is \$189,635. Council voted unanimously in favor of the recommendation.

Chairman Hargett passed the gavel to Vice Chairman Davis, and then gave his Committee report.

**CHAIRMAN LARRY HARGETT, WATER AND SEWER COMMITTEE
REPORT**

PROJECT UPDATE

Chairman Hargett reported that the Committee received a *Project Update Report* on projects that the County has ongoing from BP Barber.

**REQUEST FOR WATER AND SEWER SERVICE – WESCOTT
COMMONS TMS #162-00-00-057**

15. Chairman Hargett reported that the Committee discussed providing water and sewer service to Wescott Commons, TMS# 162-00-00-057, this project of 27 single family homes is located in the City North Charleston near the intersection of Ballantine Road and Wescott Boulevard. The flow of 6,750 gallons per day will go to Pump Station #9, which has adequate transmission capacity, staff recommended approval, and the Committee's recommendation to Council was for approval. Council voted five in favor, and two opposed on the Committee's recommendation.

Council Members Feltner and Rosebrock opposed.

Vice Chairman Davis passed the gavel back to Chairman Hargett.

APPOINTMENTS TO BOARDS AND COMMISSIONS

LOWCOUNTRY RESOURCES, CONSERVATION AND DEVELOPMENT AUTHORITY

16. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted unanimously to recommend to the Governor that Mr. Frederick Michael Shmurak be reappointed to the Lowcountry Resources, Conservation and Development Authority.

DORCHESTER COUNTY GRIEVANCE COMMITTEE

17. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to reappoint Ms. Carolyn Tomlinson, Council District Two's appointment, to the Dorchester County Grievance Committee.

TRANSPORTATION PLAN ADVISORY COMMITTEE

18. On the motion of Mr. Rosebrock, seconded by Mr. Feltner, Council voted unanimously to appoint Mr. Marion F. Inabinett, III, as Councilman Rosebrock's appointment to the Transportation Plan Advisory Committee.

TRANSPORTATION PLAN ADVISORY COMMITTEE

19. On the motion of Mr. Feltner, seconded by Mr. Davis, Council voted unanimously to appoint Mr. Edward Lofton, as Councilman Feltner's appointment to the Transportation Plan Advisory Committee.

DORCHESTER COUNTY GRIEVANCE COMMITTEE

20. On the motion of Mr. Davis, seconded by Mr. Feltner, Council voted unanimously to appoint Mr. Joe Mack, Council District One's appointment, to the Dorchester County Grievance Committee.

DORCHESTER COUNTY FORESTRY BOARD

21. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted unanimously that Mr. Wayne Dukes be reappointed to the South Carolina Forestry Commission.

COUNTY ATTORNEY'S TIME- MR. JOHN FRAMPTON

REQUEST FOR EXECUTIVE SESSION

The County Attorney made a request for Council's consideration to enter into executive session to discuss several Confidential Economic Development Projects, to give legal advice concerning space in the Courthouse for the Parole Department, a matter concerning the use of a County Magistrate as a Town Judge, the closing of Boat Landing Road, and one contractual matter concerning the QuickJobs Center. In addition, he requested to amend the agenda to discuss an additional item, with that item being the County Dispatch Center.

EXECUTIVE SESSION 8:30 P.M.

22. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to enter into Executive Session as requested and amended by the County Attorney.

RECONVENE FROM EXECUTIVE SESSION 9:40 P.M.

The County Attorney reported that in Executive Session, Council discussed all items announced prior to going into executive session, including the amendment, and no action was taken on any of the items.

CONFIDENTIAL ECONOMIC DEVELOPMENT PROJECT #08-025

23. On the motion Mr. Davis, seconded by Mr. Waggoner, Council voted unanimously that Dorchester County utilize Economic Development funds for engineering services for Project #08-025.

**ECONOMIC DEVELOPMENT -ST. GEORGE, F-1 SITE
CERTIFICATION**

24. On the motion of Mr. Waggoner, seconded by Mr. Feltner, Council voted unanimously for Dorchester County to enter into a contract with BP Barber to certify the F-1 Industrial Site. In addition, that Dorchester County fund an amount not to exceed \$210,000 from the Economic Development Fund to be used to fund the certification. The South Carolina Department of Commerce will repay these funds from grant sources upon successful certification.

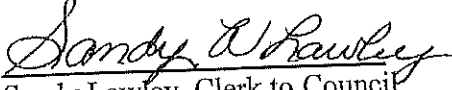
Page Eleven
September 2, 2008
County Council Meeting

PART-TIME COUNTY MAGISTRATE

25. On the motion of Mr. Murphy, seconded by Mr. Waggoner, Council voted unanimously for Dorchester County Council to approve and authorize part-time County Magistrate, James Messervy, to be employed by the Town of Summerville as a part-time Municipal Judge with his compensation as a Municipal Judge to be paid directly to him by the Town of Summerville.

ADJOURNMENT 9:44 P.M.

26. On the motion of Mr. Davis, seconded by Mr. Feltner, Council voted unanimously to adjourn.


Sandy Lawley, Clerk to Council

**AGENDA
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERSVILLE
SEPTEMBER 15, 2008
7:00 P.M.**

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from September 2, 2008, County Council Meeting
- Adoption of Proclamation #08-04, "2008 Industry Appreciation Week"
- Adoption of Proclamation #08-05, "International Literacy Month and Day"
- Adoption of Proclamation #08-06, "Dorchester County Aging in Place Week"
- Correspondence

3. GUEST

- Mr. Richard Gilbert, Disabled Veterans – Presentation of Appreciation Plaque

4. COUNCIL MEMBER'S TIME – COUNCILMAN RICHARD ROSEBROCK

- 1st Reading for An Ordinance to Amend Dorchester County Zoning and Land Development Standard Ordinance #04-13, as Amended, to Delete in its Entirety Article IX Zoning and Development Rural District Regulations and to Insert in Lieu There of a New Article IX Zoning and Development Rural Regulations as Hereinafter Set Forth

5. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- 1st Reading for An Ordinance to Provide for the Installment Payments of Taxable Real Property within Dorchester County Pursuant to Section 12-45-75, Code of Laws of South Carolina (1976), as Amended
- Request for Sidewalk Construction Funding (Appian Way)

6. COMMITTEE REPORTS

Chairman Chris Murphy, Planning, Development and Building Committee

- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #596, Noel Hughes; TMS# 154-03-00-017
- Public Hearing and Recommendation for 2nd Reading for An Ordinance to Amend Dorchester County Ordinance #01-08, As Amended by Dorchester County Ordinance Numbers 02-14 and 08-15 to Provide for Changes to Certain Fees and to Require Permits For Certain Structures of 200 Square Feet or Less

7. APPOINTMENTS TO BOARDS AND COMMISSIONS

**PAGE TWO
COUNTY COUNCIL AGENDA
SEPTEMBER 15, 2008**

8. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- Executive Session
- Legal Advice
- Derelict Mobile Home Removal

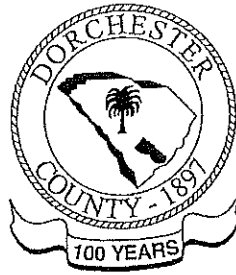
9. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNER

CHRISTOPHER J. MURPHY

MIKE MURPHY

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

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MINUTES
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
SEPTEMBER 15, 2008
7:00 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Willie Davis – Vice Chairman
Mr. Chris Murphy
Mr. Mike Murphree
Mr. Kenneth F. Waggoner
Mr. Jamie Feltner
Mr. Richard Rosebrock
Mr. Jason Ward – County Administrator
Ms. Ashley Jacobs – Deputy County Administrator
Mr. John Frampton – County Attorney
Mrs. Sandy Lawley – Clerk to Council

Chairman Hargett called the meeting to order and gave the Invocation.

REQUESTS TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council, and the following citizens replied.

- Ms. Angie Lee Crum addressed Council and spoke in favor of an Ordinance regarding installment payments for real property taxes for Dorchester County.
- Ms. Kesha Elmore addressed Council and requested that Bay Ridge Court in Ridgeville be paved and added to the County Road Maintenance System.

ADOPTION OF MINUTES FROM THE SEPTEMBER 2, 2008, COUNTY COUNCIL MEETING

1. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to adopt the Minutes from the September 2, 2008, County Council Meeting.

ADOPTION OF PROCLAMATION #08-04, "2008 INDUSTRY APPRECIATION WEEK"

2. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to adopt Proclamation #08-04, in honor of "2008 Industry Appreciation Week". The following industry representatives were present at this meeting and received framed proclamations from Council.

- Jim Hill, VP Community Development & Land Management, Mead Westvaco
- Gale Hughes, Financial & HR Manager, Raisio Staest
- Bob Whitten, President & CEO, Showa Denka Carbon
- Scarth McDonnell, Plant Manager, Lafarge Cement

ADOPTION OF PROCLAMATION #08-05, "IN HONOR OF INTERNATIONAL LITERACY MONTH, SEPTEMBER 2008, AND INTERNATIONAL DAY, SEPTEMBER 8, 2008"

3. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to adopt Proclamation #08-05, "In Honor of International Literacy Month, September 2008, and International Literacy Day, September 8, 2008", which highlights the importance of literacy. Ms. Cheryl Moniz, Marketing Director for the Trident Literacy Association was presented with a copy of the proclamation.

ADOPTION OF PROCLAMATION #08-06, "DORCHESTER COUNTY AGING IN PLACE WEEK"

4. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to adopt Proclamation #08-06, "Dorchester County Aging in Place Week". The week of October 13th – 19th, 2008, is the official "Aging in Place Week" in Dorchester County. A copy of this proclamation was presented to Mrs. Faith Sellers, Mr. Phil Jones, and Ms. Jean Ott.

CORRESPONDENCE

The County Administrator informed Council that the South Carolina Department of Transportation notified the County that they were placing a new weight restriction of eight tons per axle and 33 tons of gross vehicle weight on all H-10 bridges in Dorchester County.

In addition, the County Administrator informed Council that Sheriff Ray Nash sent notification that the Dorchester County Sheriff's Office and the Summerville Police Department have entered into a Multi-jurisdictional Alcohol Enforcement Unit Agreement to allow mutual assistance investigating and prosecuting alcohol related criminal activities within Summerville and Dorchester County School District Two areas.

Additionally, Councilman Chris Murphy announced to Council and invited all to the Groundbreaking Ceremony and first exhibition game by future Miracle League players for the *Summerville Miracle League*, scheduled for September 25, 2008, at the Laurel Street Park. This is a baseball league for children with special needs. The league's first baseball field will be built at the Saul Alexander Park at South Laurel Street.

GUEST

Chapter 17 Commander Richard Gilbert, of the Disabled American Veterans Organization addressed Council to thank them for financial their assistance provided to purchase a new shuttle van for the Summerville Chapter. In December of 2007, Council assisted the Disabled American Veterans with the funding to purchase the new van to transport disabled veterans to the hospital and doctor's appointments when their old van was damaged beyond repair in an accident. Commander Gilbert, along with other members, presented County Council with an "Appreciation Plaque".

COUNCIL MEMBER'S TIME -COUNCILMAN RICHARD ROSEBROCK

1ST READING FOR AN ORDINANCE TO AMEND DORCHESTER COUNTY ZONING AND LAND DEVELOPMENT STANDARD ORDINANCE #04-13, AS AMENDED, TO DELETE IN ITS ENTIRETY ARTICLE IX ZONING AND DEVELOPMENT RURAL DISTRICT REGULATIONS AND TO INSERT IN LIEU THEREOF A NEW ARTICLE IX ZONING AND DEVELOPMENT RURAL REGULATIONS AS HEREINAFTER SET FORTH

5. On the motion of Mr. Rosebrock, seconded by Mr. Feltner, Council voted five in favor, and two opposed, to give 1st Reading to An Ordinance to Amend Dorchester County Zoning and Land Development Standards Ordinance #04-13, as Amended, to Delete in its Entirety Article IX, Zoning and Development Rural District Regulations and to Insert

COUNCIL MEMBER'S TIME-CONTINUED

1ST READING FOR AN ORDINANCE TO AMEND DORCHESTER COUNTY ZONING AND LAND DEVELOPMENT STANDARD ORDINANCE #04-13, AS AMENDED, TO DELETE IN ITS ENTIRETY ARTICLE IX ZONING AND DEVELOPMENT RURAL DISTRICT REGULATIONS AND TO INSERT IN LIEU THEREOF A NEW ARTICLE IX ZONING AND DEVELOPMENT RURAL REGULATIONS AS HERINAFTER SET FORTH - CONTINUED

in Lieu Thereof a New Article IX, Zoning and Development Rural Regulations as Hereinafter Set Forth. The proposed amendment would require all lots within the Absence of Control (AC) zoning classification to conform to the minimum lot requirements, building requirements, and density requirements for the proposed use, and to keep this item before full Council. Councilman Rosebrock further stated that the purpose for this amendment was to tighten control on "Absence of Control" so that the County Council would not have to extend the moratorium and avoid situations like those that the County was experiencing in Rosinville. He stated that it would take three to four months to rezone the County and that was after the 2008 Comprehensive Plan was adopted. He hopes that this amendment takes the stress out of rezoning the entire County.

Council Members Feltner, Murphy, Hargett, Davis, and Waggoner all spoke regarding this amendment.

Council Members Murphy and Murphree opposed.

COUNTY ADMINISTRATOR'S TIME - MR. JASON WARD

1ST READING FOR A PROPOSED ORDINANCE TO PROVIDE FOR THE INSTALLMENT PAYMENTS OF TAXABLE REAL PROPERTY WITHIN DORCHESTER COUNTY PURSUANT TO SECTION 12-45-75, CODE OF LAWS OF SOUTH CAROLINA (1976), AS AMENDED

6. On the motion of Mr. Rosebrock, seconded by Mr. Waggoner, Council voted unanimously to give 1st Reading for A Proposed Ordinance to Provide for the Installment Payments of Taxable Real Property within Dorchester County Pursuant to Section 12-45-75, Code of Laws of South Carolina (1976), as Amended, and to send this item back to the Budget, Finance, and Purchasing Committee for further consideration. If adopted, this Ordinance will allow taxpayers to pay five installments in an amount equal to sixteen and two-thirds percent of the estimated property tax obligation and the remaining balance on or before January 15th, of the following taxable year.

COUNTY ADMINISTRATOR'S TIME – CONTINUED

**REQUEST - SIDEWALK CONSTRUCTION FUNDING
(APPIAN WAY)**

7. On the motion of Mr. Davis, seconded by Mr. Feltner, Council voted unanimously to refer the *Request for Sidewalk Construction Funding (Appian Way)* to the Budget Finance, and Purchasing Committee. Dorchester School District 2 is requesting \$167,000 from the County for the construction of a sidewalk from Dorchester Road to an existing sidewalk in front of a new apartment complex near Patriots Blvd. on the east side of Appian Way.

COMMITTEE REPORTS

**CHAIRMAN CHRIS MURPHY, PLANNING, DEVELOPMENT AND
BUILDING COMMITTEE**

**PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING
FOR REZONING REQUEST #596, NOEL HUGHES; TMS# 154-03-00-017**

8. Chairman Murphy reported that a Public Hearing was held for Rezoning Request #596, for Noel Hughes; TMS# 154-03-00-017. This is a request to rezone 1.6 acres at 103 Ellis Court in Ladson from R-4 to R-1M., and the Committee's recommendation to Council was for 2nd Reading to be given to this request. Council voted unanimously in favor of the Committee's recommendation for 2nd Reading of Rezoning Request #596.

**PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING
FOR AN ORDINANCE TO AMEND DORCHESTER COUNTY
ORDINANCE #01-08, AS AMENDED BY DORCHESTER COUNTY
ORDINANCE NUMBERS 02-14 AND 08-15, TO PROVIDE FOR
CHANGES TO CERTAIN FEES AND TO REQUIRE PERMITS FOR
CERTAIN STRUCTURES OF 200 SQUARE FEET OR LESS**

9. Chairman Murphy reported that a Public Hearing was held for, An Ordinance to Amend Dorchester County Ordinance #01-08, As Amended by Dorchester County Ordinance Numbers 02-14 and 08-15, to Provide for Changes to Certain Fees and to Require Permits For Certain Structures of 200 Square Feet or Less, and the Committee's recommendation to Council was for 2nd Reading. Council voted unanimously in favor of the Committee's recommendation.

APPOINTMENTS TO BOARDS AND COMMISSIONS

10. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to approve all of the five appointments to Boards and Commissions made by Council Members as listed below:

TRANSPORTATION PLAN ADVISORY COMMITTEE

- Mr. Mike Patterson -Council District #2, Councilman Murphy's appointment
- Mr. Michael Jordan -Council District #1, Councilman Davis's appointment
- Mr. Richard H. KopfmueLLer -Council District #4, Councilman Hargett's appointment

BOARD OF ASSESSMENT APPEALS

- Mr. John Scott -Council District #1, Councilman Davis's appointment

BCD- RURAL TRANSPORTATION MANAGEMENT ASSOCIATION

- Mayor James William -Council District #1, Councilman Davis's appointment

COUNTY ATTORNEY'S TIME- MR. JOHN FRAMPTON

REQUEST TO AMEND THE AGENDA

The County Attorney, Mr. John Frampton, requested that Council amend the agenda to receive legal advice on an additional item in Executive Session concerning the condemnation of certain tracts of land for the widening of Old Fort and Parler Drive.

11. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted unanimously to amend the agenda to discuss an additional item in executive session as requested by the County Attorney.

REQUEST FOR EXECUTIVE SESSION

The County Attorney made a request for Council's consideration to enter into executive session to give legal advice concerning the removal of derelict mobile homes and the condemnation of certain tracts of land for the widening of Old Fort and Parler Drive.

EXECUTIVE SESSION 7:59 P.M.

12. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted unanimously to enter into Executive Session as requested by the County Attorney.

RECONVENE FROM EXECUTIVE SESSION 8:19 P.M.

The County Attorney reported that in Executive Session, Council discussed the items announced prior to going into executive session, and no action was taken.

REQUEST FROM DORCHESTER COUNTY TRANSPORTATION COMMITTEE

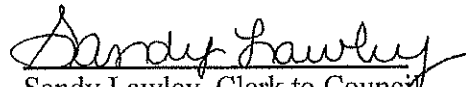
13. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted unanimously that Dorchester County and the Dorchester County Transportation Committee move forward with the condemnation if necessary, of land tract numbers 1, 3, 13, 17, 56, 62, 67, 71, 77, 81, 82, 83, and 84, for Old Fort and Parler Drive, as outlined in Larry Phinney's letter to Bill Cox of the Dorchester County Transportation Committee, dated September 4, 2008.

UPDATE ON MEETING REGARDING DISPATCH CENTER

Council also received an update from the Chairman of Council and the County Administrator regarding a meeting with the Sheriff concerning the Dispatch Center and they were informed that it had been discussed and an agreement was forth coming on this matter.

ADJOURNMENT 8:29 P.M.

14. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to adjourn.


Sandy Lawley, Clerk to Council

AGENDA
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
OCTOBER 6, 2008
7:00 P.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from September 15, 2008, County Council Meeting
- Dorchester County Employee Recognition Program
- Public Hearing for the 2008 Dorchester County Comprehensive Plan Ordinance
- Public Hearing and 2nd Reading for An Ordinance to Amend Dorchester County Zoning and Land Development Standard Ordinance #04-13, as Amended, to Delete in its Entirety Article IX Zoning and Development Rural District Regulations and to Insert in Lieu Thereof a New Article IX Zoning and Development Rural Regulations as Hereinafter Set Forth
- 3rd Reading for Ordinance #08-17, “A Third Supplemental Ordinance Providing for the Issuance and Sale of Dorchester County, South Carolina, Waterworks and Sewer System Revenue Bonds in the Principal Amount of not Exceeding \$15,000,000; Prescribing the Form and Details of Such Bonds; and Other Matters Relating Thereto”
- FY 2008 Accommodations Tax Committee Recommendations
- Correspondence

3. GUEST

- Representative Patsy G. Knight, S.C. House District 97- Presentation of Checks
- Mr. Lee Moulder, Finance Director – August 2008 Financial Report

4. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- 1st Reading to An Ordinance to Amend Dorchester County Ordinance #92-15, As Previously Amended by Dorchester County Ordinance Numbers 94-03, 05-02, 06-20, 07-01, and 08-07, Concerning the Home Garaging Of Certain County Vehicles
- 3rd Reading for Rezoning Request #596, Noel Hughes; TMS# 154-03-00-017
- 3rd Reading for An Ordinance to Amend Dorchester County Ordinance #01-08, As Amended by Dorchester County Ordinance Numbers 02-14 and 08-15 to Provide for Changes to Certain Fees and to Require Permits For Certain Structures of 200 Square Feet or Less
- 1st Reading for Rezoning Request #599 for Jamie Wiley; TMS# 121-16-04-003
- 1st Reading for Rezoning Request #600 for Jamie Wiley; TMS# 121-16-04-004
- 1st Reading for Rezoning Request #603 for MeadWestvaco Forestry, LLC; TMS# 150-00-00-199
- 1st Reading for Rezoning Request #604 for MeadWestvaco Forestry, LLC; TMS# 158-00-00-013

Chairman Larry Hargett, Budget, Finance, and Purchasing Committee 6:00
**-Recommendation for 2nd Reading for An Ordinance to Provide for the Installment
Payments of Taxable Real Property within Dorchester County Pursuant to Section
12-45-75, Code of Laws of South Carolina (1976), as Amended**

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNER

CHRISTOPHER J. MURPHY
MIKE MURPHY

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET
ST. GEORGE, SOUTH CAROLINA 29477
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SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

MINUTES
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
OCTOBER 6, 2008
7:00 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Willie Davis – Vice Chairman
Mr. Mike Murphree
Mr. Jamie Feltner
Mr. Kenneth F. Waggoner
Mr. Jason Ward – County Administrator
Ms. Ashley Jacobs – Deputy County Administrator
Mr. John Frampton – County Attorney
Mrs. Sandy Lawley – Clerk to Council

ABSENT: Mr. Chris Murphy
Mr. Richard Rosebrock

Chairman Hargett called the meeting to order and gave the Invocation, followed by the pledge of allegiance.

REQUESTS TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council and one citizen replied.

- Mr. Charles Weeks addressed Council regarding the County's convenience site in St. George not accepting big tree limbs or small trees cut into pieces. He requested Council to consider providing this additional service at the site located in St. George.

ADOPTION OF MINUTES FROM THE SEPTEMBER 15, 2008, COUNTY COUNCIL MEETING

1. On the motion of Mr. Davis, seconded by Mr. Murphree, Council voted five in favor, and two absent, to adopt the Minutes from the September 15, 2008, County Council Meeting.

Council Members Rosebrock and Murphy were absent.

DORCHESTER COUNTY EMPLOYEE RECOGNITION PROGRAM

Dorchester County Council recognized county employees for their years of dedicated service to the County.

PUBLIC HEARING FOR THE 2008 DORCHESTER COUNTY COMPREHENSIVE PLAN ORDINANCE

Chairman Hargett opened the Public Hearing to receive public comment on the 2008 Dorchester County Comprehensive Plan Ordinance. Three citizens addressed Council regarding the Plan.

- Mr. Pete Weathers, a resident of St. George, addressed Council regarding the Plan, and submitted comments in writing for the record. His concerns were on protecting historic sites and resources along Wire Road.
- Mr. Joe Cockrill, a resident of James Island, Manager of the McAlhany Nature Preserve, located near the Town of Reevesville, which is owned by the Charleston Audubon Society, addressed Council regarding the Plan. He voiced some concerns regarding the area between I -95 and the Orangeburg County Line, where the Preserve is located along the Edisto River.
- Mr. Mac Baughman, a representative of MeadWestvaco, addressed Council and spoke in favor of the 2008 Comprehensive Plan Ordinance and stated that they supported the Plan as recommended by Council and the Planning Commission.

Councilman Jamie Feltner requested that Mr. Alec Brebner, a Planner for the Berkeley Charleston Dorchester Council of Governments and lead author of the 2008 Dorchester County Comprehensive Plan Ordinance, to address Council and answer questions on the Plan. After the discussion, it was decided by Council that a copy of Mr. Pete Weather's comments on the Comp Plan and a copy of the Wastewater System Capacity Analysis for Dorchester County Water and Sewer Department be given to Mr. Brebner for his review and recommendations.

After hearing no more comments, Chairman Hargett closed the Public Hearing.

**PUBLIC HEARING AND 2ND READING FOR AN ORDINANCE TO
AMEND DORCHESTER COUNTY ZONING AND LAND
DEVELOPMENT STANDARD ORDINANCE #04-13, AS AMENDED, TO
DELETE IN ITS ENTIRETY ARTICLE IX ZONING AND
DEVELOPMENT RURAL DISTRICT REGULATIONS AND TO INSERT
IN LIEU THEREOF A NEW ARTICLE IX ZONING AND
DEVELOPMENT RURAL REGULATIONS AS HEREINAFTER SET
FORTH**

Chairman Hargett opened the Public Hearing on an Ordinance to Amend Dorchester County Zoning and Land Development Standard Ordinance #04-13, as Amended, to Delete in its Entirety Article IX Zoning and Development Rural District Regulations and to Insert in Lieu Thereof a New Article IX Zoning and Development Rural Regulations as Hereinafter Set Forth, to receive public comment. Mr. Jason Ward, County Administrator, explained that the proposed amendment to the Ordinance would require all lots within the Absence of Control (AC) zoning classification to conform to the minimum lot requirements, building requirements, and density requirements for the proposed use. He further explained that "Junkyards" (also known as outdoor storage facilities) would be allowable use in I (Industrial District) and as a conditional use in CG (General Commercial District) and CLI (Commercial Light Industrial District).

Chairman Hargett asked if anyone from the public would like to address Council. Only one citizen addressed Council, and hearing no more public comment, Chairman Hargett closed the Public Hearing.

2. On the motion of Mr. Murphree, seconded by Mr. Davis, Council voted two in favor, two opposed, one abstention, and two absent, to table this matter until the next meeting for further consideration. (Motion failed)
3. On the motion of Mr. Feltner, seconded by Mr. Davis, Council voted four in favor, one opposed, and two absent, to give 2nd Reading to An Ordinance to Amend Dorchester County Zoning and Land Development Standards Ordinance #04-13, as Amended, to Delete in its Entirety Article IX, Zoning and Development Rural District Regulations and to Insert in Lieu Thereof a New Article IX, Zoning and Development Rural Regulations as Hereinafter Set Forth.

Councilman Murphree was opposed and Council Members Murphy and Rosebrock were absent.

3RD READING FOR ORDINANCE #08-17, "A THIRD SUPPLEMENTAL ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF DORCHESTER COUNTY, SOUTH CAROLINA, WATERWORKS AND SEWER SYSTEM REVENUE BONDS IN THE PRINCIPAL AMOUNT OF NOT EXCEEDING \$15,000,000; PRESCRIBING THE FORM AND DETAILS OF SUCH BONDS; AND OTHER MATTERS RELATING THERETO"

4. On the motion of Mr. Feltner, seconded by Mr. Waggoner, Council voted five in favor, and two absent, to give 3rd Reading for Ordinance #08-17, "A Third Supplemental Ordinance Providing for the Issuance and Sale of Dorchester County, South Carolina, Waterworks and Sewer System Revenue Bonds in the Principal Amount of not Exceeding \$15,000,000; Prescribing the Form and Details of Such Bonds; and Other Matters Relating Thereto".

Council Members Murphy and Rosebrock were absent.

FY 2008 ACCOMMODATIONS TAX COMMITTEE RECOMMENDATION

5. On the motion of Mr. Davis, seconded by Mr. Waggoner, Council voted five in favor, and two absent, to approve the recommendations as presented by the Accommodations Tax Committee. The total amount available and recommended for Fiscal Year 2008 was \$33,490.93.

Council Members Murphy and Rosebrock were absent.

CORRESPONDENCE

The County Administrator informed Council that the South Carolina Department of Health and Environmental Control notified the County that Carolina Landfill requested a Demonstration of Need for an Annual Disposal Rate Increase. The increase is allowable up to 120,212 tons per year. This landfill is located at 355 Harrison Road in Dorchester.

The County Administrator informed Council that a letter was received from the Town of Summerville regarding CARTA service to Oakbrook, stating that the Town was not going to match the County's commitment of \$136,000 in support of a CARTA Express Route from Oakbrook. He stated that he had sent a request to the City of North Charleston to see if they were willing to support service to Oakbrook.

CORRESPONDENCE - COUNTINUED

In addition, Mr. Ward informed Council that Dorchester County received a letter of recognition for its participation in the record breaking *Day of Caring* (September 11, 2008). *The Trident United Way* reported the largest *Day of Caring* in the nation. Dorchester County Employee volunteers completed projects in the Texas, Shady Grove, and Harleyville Communities this year.

Mr. Ward also informed Council that the South Carolina Department of Transportation provided a copy of the *C Program Statement* for August 31, 2008, and the schedules for projects in progress and under development to the County.

GUEST

Representative Patsy G. Knight, S.C. House District 97, addressed Council and made a check presentation to the Upper Dorchester County Economic Development Fund in the amount of \$172,929.10. In addition, Representative Knight informed Council that a check would be forthcoming for the construction of the Trident Technical College QuickJobs Center – St. George Campus.

Mr. Lee Moulder, Finance Director, presented Council with the August 2008 Financial Report. In addition, Mr. Moulder received and answered questions from Council regarding the report.

COUNTY ADMINISTRATOR'S TIME -- MR. JASON WARD

1ST READING TO AN ORDINANCE TO AMEND DORCHESTER COUNTY ORDINANCE #92-15, AS PREVIOUSLY AMENDED BY DORCHESTER COUNTY ORDINANCE NUMBERS 94-03, 05-02, 06-20, 07-01, AND 08-07, CONCERNING THE HOME GARAGING OF CERTAIN COUNTY VEHICLES

6. On the motion of Mr. Davis, seconded by Mr. Feltner, Council voted four in favor, one abstention, and two absent, to give 1st Reading to An Ordinance to Amend Dorchester County Ordinance #92-15 as Previously Amended by Dorchester County Ordinance Numbers 94-03, 05-02, 06-20, 07-01, and 08-07 Concerning the Home Garaging of Certain County Vehicles.

Councilman Waggoner abstained, and Council Members Murphy and Rosebrock were absent.

COUNTY ADMINISTRATOR'S TIME –COUNTINUED

3RD READING FOR REZONING REQUEST #596, NOEL HUGHES; TMS #154-03-00-017

7. On the motion of Mr. Murphree, seconded by Mr. Davis, Council voted five in favor, and two absent, to give 3rd Reading to Rezoning Request #596, for Noel Hughes; TMS #154-03-00-017. This is a request to rezone 1.6 acres at 103 Ellis Court in Ladson from R-4 to R-1M.

Council Members Murphy and Rosebrock were absent.

3RD READING FOR ORDINANCE #08-18, TO AMEND DORCHESTER COUNTY ORDINANCE #01-08, AS AMENDED BY DORCHESTER COUNTY ORDINANCE NUMBERS 02-14, AND 08-15, TO PROVIDE FOR CHANGES TO CERTAIN FEES AND TO REQUIRE PERMITS FOR CERTAIN STRUCTURES OF 200 SQUARE FEET OR LESS

8. On the motion of Mr. Feltner, seconded by Mr. Davis, Council voted five in favor, and two absent, to give 3rd Reading to Ordinance #08-18, which is an Ordinance to Amend Dorchester County Ordinance #01-08, As Amended by Dorchester County Ordinance Numbers 02-14, and 08-15, to Provide for Changes to Certain Fees and to Require Permits For Certain Structures of 200 Square Feet or Less.

Council Members Murphy and Rosebrock were absent.

1ST READING FOR REZONING REQUEST #599 FOR JAMIE WILEY; TMS #121-16-04-003, AND REZONING REQUEST #600 FOR JAMIE WILEY; TMS #121-16-04-004

9. On the motion of Mr. Davis, seconded by Mr. Feltner, Council voted five in favor, and two absent, to deny 1st Reading for both Rezoning Request #599 for Jamie Wiley; TMS #121-16-04-003, and for Rezoning Request #600 for Jamie Wiley; TMS #121-16-04-004, as recommended by the Planning Commission and Planning staff.

Council Members Murphy and Rosebrock were absent.

COUNTY ADMINISTRATOR'S TIME -CONTINUED

**1ST READING FOR REZONING REQUEST #603 FOR
MEADWESTVACO FORESTRY, LLC; TMS #150-00-00-199, AND 1ST
READING FOR REZONING REQUEST #604 FOR MEADWESTVACO
FORESTRY, LLC; TMS #158-00-00-013**

10. On the motion of Mr. Davis, seconded by Mr. Feltner, Council voted five in favor, and two absent, to give 1st Reading for Rezoning Request #603 for MeadWestvaco Forestry LLC.; TMS #150-00-00-199. This is a request to rezone 99.82 on US 17A, south of Summerville from AC to Industrial. Additionally, Council approved 1st Reading for Rezoning Request #604 for MeadWestvaco Forestry LLC.; TMS #158-00-00-013. This is a request to rezone 35.88 on US 17A, south of Summerville from AC to Industrial, and to refer both requests to the Planning, Development and Building Committee for further consideration.

Council Members Murphy and Rosebrock were absent.

COMMITTEE REPORTS
**WATER AND SEWER COMMITTEE REPORT, CHAIRMAN LARRY
HARGETT**

Chairman Hargett stated that the Sewer and Water Committee that was scheduled for 6:00 p.m. was cancelled due to a lack of a quorum.

**PLANNING, DEVELOPMENT AND BUILDING COMMITTEE REPORT,
CHAIRMAN CHRIS MURPHY**

Councilman Mike Murphree chaired the Planning, Development, and Building Committee for Chairman Chris Murphy who was unable to attend the meeting.

**PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING TO
A PROPOSED ORDINANCE TO DELETE FROM ARTICLE XVIII OF
THE DORCHESTER COUNTY ORDINANCE # 04-13, ANY
REQUIREMENTS CONTAINED THEREIN FOR MYLAR COPIES OF
PLATS OR LINEN BLACK LINE COPIES OF PLATS**

11. Councilman Murphree reported that a Public Hearing for an Ordinance to Delete from Article XVIII of the Dorchester County Ordinance #04-13, Any Requirements Contained Therein for Mylar Copies of Plats or Linen Black Line Copies of Plats was held and the Committee's recommendation to Council was for 2nd Reading to be given to this Ordinance. Council voted five in favor, and two absent, on the recommendation.

Council Members Murphy and Rosebrock were absent.

**PLANNING, DEVELOPMENT AND BUILDING COMMITTEE REPORT
CONTINUED**

**PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING TO
A PROPOSED ORDINANCE TO AMEND DORCHESTER COUNTY
ORDINANCE #08-14, TO PROVIDE FOR SIGNS THAT INDICATE TIME,
DATE, AND TEMPERATURE**

12. Councilman Murphree reported that a Public Hearing for an Ordinance to Amend Dorchester County Ordinance #08-14, to Provide for Signs that Indicate Time, Date, and Temperature in the Transitional Overlay District was held and the Committee's recommendation to Council was for 2nd Reading to be given to this Ordinance. Council voted five in favor, and two absent, on the recommendation.

Council Members Murphy and Rosebrock were absent.

APPOINTMENTS TO BOARDS AND COMMISSIONS

TRANSPORTATION PLAN ADVISORY COMMITTEE

Councilman Murphree announced that his appointment for District #6 to the Transportation Plan Advisory Committee was Mr. Elliott Locklair.

COUNTY ATTORNEY'S TIME - MR. JOHN FRAMPTON

**ADOPTION OF RESOLUTION #08-18, AUTHORIZING AN
INDUCEMENT AGREEMENT BETWEEN DORCHESTER COUNTY
AND THRACE-LINQ, INC., RELATING TO ECONOMIC
DEVELOPMENT INCENTIVES**

13. On the motion of Mr. Murphree, seconded by Mr. Feltner, Council voted five in favor, and two absent, to adopt Resolution #08-18, Authorizing an Inducement Agreement between Dorchester County and Thrace-LINQ, Inc., Relating to Economic Development Incentives.

Council Members Murphy and Rosebrock were absent.

COUNTY ATTORNEY'S TIME – COUNTINUED

1ST READING FOR AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A SECOND AMENDED LEASE AGREEMENT BETWEEN DORCHESTER COUNTY AND ROBERT BOSCH LLC, EXTENDING THE INFRASTRUCTURE TAX CREDIT, AND AMENDING, AND RESTATING THE LEASE AGREEMENT DATED AS OF DECEMBER 1, 2000

14. On the motion of Mr. Davis, seconded by Mr. Waggoner, Council voted three in favor, one opposed, one abstention, and two absent, to give 1st Reading to an Ordinance Authorizing the Execution and Delivery of a Second Amended Lease Agreement Between Dorchester County and Robert Bosch LLC, Extending the Infrastructure Tax Credit, and Amending, and Restating the Lease Agreement Dated as of December 1, 2000.

Councilman Muphree opposed, Councilman Feltner abstained and Council Members Murphy and Rosebrock were absent.

REQUEST FOR EXECUTIVE SESSION

The County Attorney made a request for Council's consideration to enter into executive session to give legal advice concerning the Lawful Employment Ordinance, Public Invocation Act, Rezoning Request #575 for Allen Blalock and a recent Attorney General's Opinion, and to discuss a contractual matter concerning Quail Arbor and Everett Knight.

EXECUTIVE SESSION 8:35 P.M.

15. On the motion of Mr. Davis, seconded by Mr. Murphree, Council voted five in favor, and two absent, to enter into Executive Session as requested by the County Attorney.

Council Members Murphy and Rosebrock were absent.

RECONVENE FROM EXECUTIVE SESSION 9:20 P.M.

The County Attorney reported that in Executive Session, Council discussed the items announced prior to going into executive session and no action was taken.

LAWFUL EMPLOYMENT ORDINANCE

16. On the motion of Mr. Murphree, seconded by Mr. Davis, Council voted five in favor, and two absent, to give 1st Reading to repeal Ordinance #07-02, and give 1st Reading to a new Ordinance dealing with unauthorized aliens as provided to County Council.

Council Members Murphy and Rosebrock were absent.

COUNTY ATTORNEY'S TIME – COUNTINUED

**ADOPTION OF RESOLUTION #08-19, "A RESOLUTION TO ADOPT A
POLICY TO PERMIT A PUBLIC INVOCATION"**

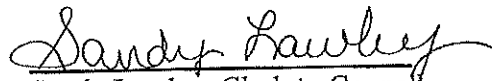
17. On the motion of Mr. Murphree, seconded by Mr. Feltner, Council voted five in favor, and two absent, to adopt Resolution #08-19, "A Resolution to Adopt a Policy to Permit a Public Invocation". The Resolution was read and stated the following: "Whereas, the South Carolina General Assembly has adopted 2008 Act Number 241, known as the "South Carolina Public Invocation Act"; and Whereas, Dorchester County Ordinance Number 97-05, pertaining to the Organization and Rules of Dorchester County Council provides in Section 2-3.1, that meetings shall be opened with prayer and the pledge of allegiance; and Whereas, the South Carolina Public Invocation Act defines a public invocation as an invocation delivered in a method provided therein to open a public meeting of a deliberative public body; and Whereas, the South Carolina Public Invocation Act provides that a deliberative public body such as the governing body of the County may adopt by Resolution a policy to permit a public invocation as defined in the Act before each meeting of the public body, for the benefit of the public body. Now therefore, be it resolved by Dorchester County Council, duly assembled, that it shall be the policy of Dorchester County Council to allow for an invocation to be offered on a voluntary basis, at the beginning of the public meeting of Dorchester County Council by one of the members of Dorchester County Council. The opportunity for the giving of the invocation shall be regularly and objectively rotated among all members of Dorchester County Council. The public invocation shall not be exploited to proselytize or advance anyone or to disparage any other faith or belief."

Council Members Murphy and Rosebrock were absent.

ADJOURNMENT 9:25 P.M.

18. On the motion of Mr. Davis, seconded by Mr. Feltner, Council voted five in favor, and two absent, to adjourn.

Council Members Murphy and Rosebrock were absent.


Sandy Lawley, Clerk to Council

**AGENDA
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
OCTOBER 20, 2008
7:00 P.M.**

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from October 6, 2008, County Council Meeting
- Public Meeting & 2nd Reading for 2008 Dorchester County Comprehensive Plan Ordinance
- 3rd Reading for Ordinance #08-21 “An Ordinance to Amend Dorchester County Zoning and Land Development Standard Ordinance #04-13, as Amended, to Delete in its Entirety Article IX Zoning and Development Rural District Regulations and to Insert in Lieu Thereof a New Article IX Zoning and Development Rural Regulations as Hereinafter Set Forth”
- 1st Reading to an Ordinance to Prohibit the Open Burning of Leaves, Tree Branches, Bush or Branch Cuttings, Grass Clippings, Yard Clipping, or Other Yard Waste in Certain Zoning Districts of Dorchester County Predominantly Zoned for Residential Purposes
- Correspondence

3. GUEST

- Mr. John H. Lewellen, President/Head Coach, School of Hard Knox
- Mr. Lee Moulder, Director of Budget and Finance, FY 2008 Budget Summary

4. COUNCIL MEMBER'S TIME –COUNCILMAN MIKE MURPHREE

- 1st Reading to an Ordinance Reserving Waste Water Treatment Capacity for Industrial Development

5. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- Reappointment of Ms. Suzie Davis as Delinquent Tax Collector
- 1st Reading to an Ordinance to Authorize the Execution and Delivery of a Lease Purchase Agreement in Order to Provide for the Upgrade of the E911 Emergency Call And Dispatch System; To Authorize the Execution and Delivery of Various Documents In Connection Therewith; and Other Matters Relating Thereto
- 3rd Reading to Ordinance #08-19, to Delete from Article XVIII of the Dorchester County Ordinance # 04-13, Any Requirements Contained Therein for Mylar Copies of Plats or Linen Black Line Copies of Plats
- 3rd Reading to Ordinance #08-20, to Amend Dorchester County Ordinance #08-14, to Provide for Signs that Indicate Time, Date, and Temperature
- 2nd Reading to an Ordinance to Amend Dorchester County Ordinance #92-15, As Previously Amended by Dorchester County Ordinance Numbers 94-03, 05-02, 06-20, 07-01, and 08-07, Concerning the Home Garaging Of Certain County Vehicles
- Request for Funds Transfer - Voter Registration and Elections Commission

6. COMMITTEE REPORTS

Chairman Larry Hargett, Water and Sewer Committee Report

- Request for Wastewater Service Stratton Drive
- Dorchester County Project Status Report
- Wastewater System Capacity Analysis for Dorchester County Water and Sewer Department

7. APPOINTMENTS TO BOARDS AND COMMISSIONS

8. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- Public Hearing and 2nd Reading for An Ordinance Authorizing the Execution and Delivery of A Second Amended Lease Agreement between Dorchester County and Robert Bosch LLC, Extending the Infrastructure Tax Credit, and Amending, and Restating the Lease Agreement Dated as of December 1, 2000
- Executive Session -Legal Advice
 - Old Fort Road Right-of-Way Easement

9. ADJOURN



LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL

JAMIE FELTNER

CHRISTOPHER J. MURPHY

MIKE MURPHREE

RICHARD ROSEBROCK

COUNTY COUNCIL OF DORCHESTER COUNTY

KENNETH WAGGONER

201 JOHNSTON STREET

ST. GEORGE, SOUTH CAROLINA 29477

(843) 563-0196 FAX (843) 563-0137

SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

MINUTES

DORCHESTER COUNTY COUNCIL

KENNETH F. WAGGONER SERVICES CENTER

COUNCIL CHAMBERS, ST. GEORGE

OCTOBER 20, 2008

7:00 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett -- Chairman
Mr. Willie Davis -- Vice Chairman
Mr. Chris Murphy
Mr. Richard Rosebrock
Mr. Mike Murphree
Mr. Jamie Feltner
Mr. Kenneth F. Waggoner
Mr. Jason Ward -- County Administrator
Ms. Ashley Jacobs -- Deputy County Administrator
Mr. John Frampton -- County Attorney
Mrs. Sandy Lawley -- Clerk to Council

Chairman Hargett called the meeting to order and Councilman Rosebrock gave the Invocation.

REQUESTS TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council, and one citizen replied:

REQUESTS TO ADDRESS COUNCIL CONTINUED

- Ms. Agnes Morrison addressed Council regarding the Storm Water Fee and Ordinance #08-12, and the tax notices that Dorchester County recently sent out. She stated with Ordinance #08-12, County Council amended the Storm Water Ordinance with respect to Section II to provide for an exemption from such fee for any parcel of land used as a public or private cemetery for the burial of human remains, and agricultural real property. However, the tax notices for these types of properties included the fee of \$29.90, she requested Council to look into this error, and have it corrected.

ADOPTION OF MINUTES FROM THE OCTOBER 6, 2008, COUNTY COUNCIL MEETING

1. On the motion of Mr. Davis, seconded by Mr. Waggoner, Council voted unanimously to adopt the Minutes from the October 6, 2008, County Council Meeting.

PUBLIC MEETING AND 2ND READING FOR THE 2008 DORCHESTER COUNTY COMPREHENSIVE PLAN ORDINANCE

Chairman Hargett opened the Public Meeting to receive public comment on the 2008 Dorchester County Comprehensive Plan Ordinance. The following citizens addressed Council:

- Mr. Walter H. "Skip" Elliott, III, landowner and Chairman of the South Carolina Landowners Association, addressed Council regarding questions and concerns he had with the proposed Comprehensive Plan. Mr. Elliott's concerns were for property owners' rights, provisions for heirs' property, problems with the plan setting density at just one house per 20 acres in rural areas and protection of subdivision of family lands.
- Mr. Ben Coker addressed Council regarding several concerns he had with the proposed Comprehensive Plan, with there being no provisions for subdivision of land by and between family members, concerns regarding the handling of heirs' property and concerns regarding restrictions for wetland setbacks.
- Mayor Anne Johnston, Town of St. George, addressed Council regarding there being no mention or provisions for golf carts lanes in the proposed Comprehensive Plan. She stated the plan referenced bike and walking lanes, however it does not include golf carts. She stated that more people get around on golf carts now than in the past, and hoped this would be taken into consideration.
- Reverend Terry Stevens addressed Council regarding the Comprehensive Plan and some concerns he had regarding no provisions regarding subdivision of land by and between family members, no provisions for heirs' property and setting density at just one house per 20 acres. He requested that Council strongly consider all of the citizens of the County when adopting the final plan.

PUBLIC MEETING AND 2ND READING FOR THE 2008 DORCHESTER COUNTY COMPREHENSIVE PLAN ORDINANCE -CONTINUED

- Mr. William Windham addressed Council regarding the plan and his concerns about there being no provisions for subdivision of land between family members, and no provisions for heirs' property.
- Mr. Mike Dawson, Center Director of the Audubon Society at Frances Biedler Forest, addressed Council regarding the Audubon Society's support of the proposed Comprehensive Plan and requested Council to keep the plan strong and clear.
- Mrs. Agnes Morrison addressed Council and expressed appreciation for Council's efforts to notify and inform the public of the hearings and meetings on the Comprehensive Plan. In addition, Mrs. Morrison stated that the upper end of the County does want industry, but the citizens also enjoy the agricultural lifestyle, which supports many residents on the upper end of the County, and hoped that Council understood this point of view.

There were no more public comments, so Chairman Hargett closed the public comment time.

Chairman Hargett asked if Council Members had any comments and the following remarks were made:

- Councilman Rosebrock stated that heirs' property should be addressed in the plan, as it was in the last Comprehensive Plan and Councilman Murphree agreed.
- Councilman Feltner then requested that Mr. Alec Brebner, Planner for the Berkeley-Charleston-Dorchester Council of Governments, and lead author of the 2008 Dorchester County Comprehensive Plan Ordinance, address Council concerning heirs' property.
- Mr. Brebner explained where heirs' property was located in the document and stated that the plan does not recommend setting a density of one house per 20 acres in rural areas.
- Councilman Murphree stated that heirs' property needed to be given more attention in the document than is currently given and that the language regarding the density would need to be looked at further.
- Chairman Hargett suggested that the language from other County Zoning Ordinances and the current Comprehensive Plan regarding heirs' property be used in the new plan.
- Councilman Feltner stated that the change in language would not be necessary.

2. On the motion of Mr. Feltner, seconded by Mr. Murphy, Council voted unanimously to give 2nd Reading to the 2008 Dorchester County Comprehensive Plan Ordinance.

3RD READING FOR ORDINANCE #08-21, "AN ORDINANCE TO AMEND DORCHESTER COUNTY ZONING AND LAND DEVELOPMENT STANDARD ORDINANCE #04-13, AS AMENDED, TO DELETE IN ITS ENTIRETY ARTICLE IX ZONING AND DEVELOPMENT RURAL DISTRICT REGULATIONS AND TO INSERT IN LIEU THEREOF A NEW ARTICLE IX ZONING AND DEVELOPMENT RURAL REGULATIONS AS HEREINAFTER SET FORTH"

3. On the motion of Mr. Rosebrock, seconded by Mr. Feltner, Council voted five in favor, and two opposed, to give 3rd Reading to Ordinance #08-21, "An Ordinance to Amend Dorchester County Zoning and Land Development Standard Ordinance, #04-13, as Amended, to Delete in its Entirety Article IX Zoning and Development Rural District Regulations and to Insert in Lieu Thereof a New Article IX Zoning and Development Rural Regulations as Hereinafter Set Forth".

Council Members Murphy and Murphree opposed.

1ST READING TO AN ORDINANCE TO PROHIBIT THE OPEN BURNING OF LEAVES, TREE BRANCHES, BUSH OR BRANCH CUTTINGS, GRASS CLIPPINGS, YARD CLIPPING, OR OTHER YARD WASTE IN CERTAIN ZONING DISTRICTS OF DORCHESTER COUNTY PREDOMINANTLY ZONED FOR RESIDENTIAL PURPOSES

4. On the motion of Mr. Rosebrock, seconded by Mr. Davis, Council voted unanimously to give 1st Reading to An Ordinance to Prohibit the Open Burning of Leaves, Tree Branches, Bush or Branch Cuttings, Grass Clippings, Yard Clipping, or Other Yard Waste in Certain Zoning Districts of Dorchester County Predominantly Zoned for Residential Purposes and to refer this Ordinance to the Public Safety, Health, and Human Services Committee for further consideration. Several Council Members stated that they wanted to make sure that the Ordinance prohibits the open burning only in the areas of the County where it is necessary and the density of the homes are close together; not in the rural areas of the County where it would not be necessary to regulate the burning of yard debris.

CORRESPONDENCE

The County Administrator reported that Senator Randy Scott has given the County the check for \$30,000, which was for the *Competitive Community Grant* for the *Pump Station #104*.

GUESTS

Mr. John H. Lewellen, President and Head Coach, School of Hard Knox, addressed County Council and requested that Council consider providing funding assistance for this non-profit organization. They would like to build a larger gym that would be the home of the Summerville Boxing Team. Coach Lewellen explained to Council how this Christian based organization has helped children in need and their families through boxing. This organization is open to people of all ages (the youngest being eight years old) and all skill levels. Council thanked Coach Lewellen for his time and requested that he send a letter to Council outlining his request. Chairman Hargett placed this request in the Public Safety, Health, and Human Services Committee.

Mr. Lee Moulder, Director of Budget and Finance, addressed Council and presented the *Dorchester County's Fiscal Year 2008 Budget Summary*. The Summary showed the balance of each of the County's major funds, positive and negative revenues, and expenditure variances. Mr. Moulder also gave Council information on revenues, vehicles taxes, business licenses fees, and recent Delinquent Tax collections. In addition, Mr. Moulder stated that the Sewer and Water Fees came in more than the County had expected, which was very good news for the County.

COUNCIL MEMBER'S TIME - COUNCILMAN MIKE MURPHREE

1ST READING TO AN ORDINANCE RESERVING WASTE WATER TREATMENT CAPACITY FOR INDUSTRIAL DEVELOPMENT

Councilman Murphree read the proposed Ordinance and explained that this Ordinance was to reserve two million gallons per day of wastewater for industrial use and industrial development. One million gallons would be reserved in the lower Dorchester County treatment plant and one million gallons would be reserved in the St. George treatment plant once it is expanded. After discussion by Council, the following motion was proposed:

5. On the motion of Mr. Murphree, seconded by Mr. Murphy, Council voted three in favor, and four opposed, to give 1st Reading to "An Ordinance Reserving Waste Water Treatment Capacity for Industrial Development", and to place this item in the Public Works, Property, and Utilities Committee. (Motion failed)

Council Members Rosebrock, Davis, Waggoner, and Feltner opposed.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

REAPPOINTMENT OF THE DELINQUENT TAX COLLECTOR

6. On the motion of Mr. Rosebrock, seconded by Mr. Davis, Council voted unanimously to reappoint Ms. Suzie Davis, as Delinquent Tax Collector for Dorchester County for a two-year term, to begin on January 1, 2009, and end on December 31, 2010.

1ST READING TO AN ORDINANCE TO AUTHORIZE THE EXECUTION AND DELIVERY OF A LEASE PURCHASE AGREEMENT IN ORDER TO PROVIDE FOR THE UPGRADE OF THE E911 EMERGENCY CALL AND DISPATCH SYSTEM; TO AUTHORIZE THE EXECUTION AND DELIVERY OF VARIOUS DOCUMENTS IN CONNECTION THEREWITH; AND OTHER MATTERS RELATING THERETO

7. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to give 1st Reading to "An Ordinance to Authorize the Execution and Delivery of a Lease Purchase Agreement in Order to Provide for the Upgrade of the E911 Emergency Call And Dispatch System; To Authorize the Execution and Delivery of Various Documents In Connection Therewith; and Other Matters Relating Thereto", and to place this item in the Budget, Finance, and Purchasing Committee for further consideration.

3RD READING FOR ORDINANCE #08-19, "AN ORDINANCE TO DELETE FROM ARTICLE XVIII OF THE DORCHESTER COUNTY ORDINANCE # 04-13, ANY REQUIREMENTS CONTAINED THEREIN FOR MYLAR COPIES OF PLATS OR LINEN BLACK LINE COPIES OF PLATS"

8. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to give 3rd Reading for Ordinance #08-19, "An Ordinance to Delete from Article XVIII of the Dorchester County Ordinance #04-13, Any Requirements Contained Therein for Mylar Copies of Plats or Linen Black Line Copies of Plats".

3RD READING TO ORDINANCE #08-20, AN ORDINANCE TO AMEND DORCHESTER COUNTY ORDINANCE #08-14, TO PROVIDE FOR SIGNS THAT INDICATE TIME, DATE AND TEMPERATURE

9. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to give 3rd Reading to Ordinance #08-20, "An Ordinance to Amend Dorchester County Ordinance #08-14, to Provide for Signs that Indicate Time, Date, and Temperature", in the Transitional Overlay District.

COUNTY ADMINISTRATOR'S TIME – CONTINUED

**2ND READING TO AN ORDINANCE TO AMEND DORCHESTER COUNTY
ORDINANCE #92-15, AS PREVIOUSLY AMENDED BY DORCHESTER
COUNTY ORDINANCE NUMBERS 94-03, 05-02, 06-20, 07-01, AND 08-07,
CONCERNING THE HOME GARAGING OF CERTAIN COUNTY VEHICLES**

10. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to give 2nd Reading to An Ordinance to Amend Dorchester County Ordinance #92-15, as Previously Amended by Dorchester County Ordinance Numbers 94-03, 05-02, 06-20, 07-01, and 08-07, Concerning the Home Garaging of Certain County Vehicles.

**REQUEST FOR FUNDS TRANSFER TO VOTER REGISTRATION
DEPARTMENT**

11. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to authorize the Administrator to transfer funds from wage savings in Information Technology and Economic Development to the Voter Registration Department for Maintenance Agreements and Board Members.

COMMITTEE REPORT

Chairman Hargett passed the gavel to Vice Chairman Davis in order to give his Committee Report.

**WATER AND SEWER COMMITTEE REPORT, CHAIRMAN LARRY
HARGETT**

REQUEST FOR WASTEWATER SERVICE STRATTON DRIVE

12. Chairman Hargett reported that the Water and Sewer Committee met earlier tonight and had one request to consider. The request was for wastewater service at 110 and 112 Stratton Drive in the Stratton Capers Community, and staff recommended approving the request for providing the service to both lots. The Committee's recommendation to Council was for unanimous approval to provide wastewater service at 110 and 112 Stratton Drive. Council voted unanimously in favor of the Committee's recommendation.

DORCHESTER COUNTY PROJECT STATUS REPORT

Chairman Hargett stated that the Committee received an update on the projects that are under way throughout the County, and this was for informational purposes only.

COMMITTEE REPORT - CONTINUED

WATER AND SEWER COMMITTEE REPORT - CONTINUED
WASTEWATER SYSTEM CAPACITY ANALYSIS FOR DORCHESTER
COUNTY WATER AND SEWER DEPARTMENT

Chairman Hargett stated that B.P. Barber completed the study on the "Wastewater System Capacity Analysis for Dorchester County Water and Sewer Department" and Mr. Eric King, Project Manager, B. P. Barber, presented the plan to the Committee for informational purposes only.

Vice Chairman Davis passed the gavel back to Chairman Hargett.

APPOINTMENTS TO BOARDS AND COMMISSIONS
DORCHESTER COUNTY SOCIAL SERVICES BOARD

13. On the motion of Mr. Rosebrock, seconded by Mr. Waggoner, Council voted unanimously to recommend to the Governor, the appointment of Ms. Betty J. Profit to the Dorchester County Social Services Board. Ms. Profit resides in District #5.

COUNTY ATTORNEY'S TIME - MR. JOHN FRAMPTON
PUBLIC HEARING AND 2ND READING FOR AN ORDINANCE
AUTHORIZING THE EXECUTION AND DELIVERY OF A SECOND
AMENDED LEASE AGREEMENT BETWEEN DORCHESTER COUNTY AND
ROBERT BOSCH LLC, EXTENDING THE INFRASTRUCTURE TAX CREDIT,
AND AMENDING, AND RESTATING THE LEASE AGREEMENT DATED AS OF
DECEMBER 1, 2000

Chairman Hargett opened the Public Hearing to receive public comment on an Ordinance Authorizing the Execution and Delivery of a Second Amended Lease Agreement between Dorchester County and Robert Bosch LLC, Extending the Infrastructure Tax Credit, and Amending, and Restating the Lease Agreement Dated as of December 1, 2000.

Hearing no public comment, Chairman Hargett closed the Public Hearing.

14. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted five in favor, one opposed, and one abstention, to give 2nd Reading to an Ordinance Authorizing the Execution and Delivery of a Second Amended Lease Agreement Between Dorchester County and Robert Bosch LLC, Extending the Infrastructure Tax Credit, and Amending, and Restating the Lease Agreement Dated as of December 1, 2000.

Councilman Murphree opposed and Councilman Feltner abstained.

COUNTY ATTORNEY'S TIME – CONTINUED

REQUEST TO AMEND THE AGENDA

The County Attorney made a request to Council amend the agenda to add under Executive Session, legal advice concerning Rezoning Request #575, for Allen Blalock.

15. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted unanimously to amend the agenda to add an additional item under legal advice, concerning Rezoning Request #575, for Allen Blalock, as requested by the County Attorney.

REQUEST FOR EXECUTIVE SESSION

The County Attorney made a request for Council's consideration to enter into executive session to give legal advice concerning Old Fort Road Right-of-Way Easement and Rezoning Request #575, for Allen Blalock.

EXECUTIVE SESSION- 8:34 P.M.

16. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted unanimously to enter into Executive Session as requested by the County Attorney.

RECONVENE FROM EXECUTIVE SESSION 8:48 P.M.

The County Attorney reported that in Executive Session, Council discussed the items announced prior to going into executive session and no action was taken.

OLD FORT DRIVE RIGHT-OF-WAY EASEMENT

17. On the motion of Mr. Feltner, seconded by Mr. Murphy, Council voted unanimously to authorize the Administrator to execute an agreement for additional 1,583 square feet (8 feet deep by approximately 200 feet long) that would provide a right-of-way easement to the South Carolina Department of Transportation from the Old Fort Convenience Site. This is required for the widening of Old Fort Drive.

SOPO PROPERTY GROUP, LLC, FOR TMS #008-00-00-085

18. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted unanimously to grant an extension until December 1, 2008, to file an application for Agricultural Use Assessment for Tax Year 2007 to SoPo Property Group, LLC, for TMS #008-00-00-085.

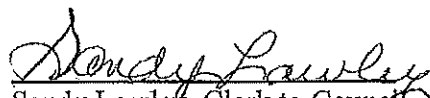
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October 20, 2008
Dorchester County Council Meeting

SOPO PROPERTY GROUP, LLC.

19. On the motion of Mr. Murphy, seconded by Mr. Waggoner, Council voted unanimously to authorize the Administrator to execute the Settlement Agreement and Release between Dorchester County and SoPo Property Group, LLC.

ADJOURNMENT 8:56 P.M.

20. On the motion of Mr. Rosebrock, seconded by Mr. Murphy, Council voted unanimously to adjourn.


Sandy Lawley, Clerk to Council

AGENDA
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY HUMAN SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
NOVEMBER 3, 2008
7:00 P.M.

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from October 20, 2008, County Council Meeting
- Public Hearing for 2008 Dorchester County Comprehensive Plan Ordinance
- Public Hearing and Recommendation for 2nd Reading for “An Ordinance to Repeal Dorchester County Ordinance Number 07-02, The “Dorchester County, South Carolina, Lawful Employment Ordinance” and To Adopt The Following New Section 23 to Dorchester County Ordinance #91-08, Pertaining to Business Licenses So As To Add The “Dorchester County, South Carolina, Lawful Employment Ordinance” To Provide From Effective Date, Severability, and Other Matters Relating Thereto”
- Correspondence

3. GUESTS

- Ms. Louise Welch, American Red Cross – Funding Request
- Mr. Paul L. Connerty, Executive Director, Trident Workforce Investment Board – Appointments to the Trident Workforce Investment Board
- Mrs. Carolyn Tomlinson, Director of Recycling and Education, Ms. Linda Shadel, Director of Palmetto Pride, and Ms. Sarah Robinson, Director of Keep South Carolina Beautiful – Check Presentation for Keep Dorchester County Beautiful

4. COUNCIL MEMBER'S TIME –COUNCILMAN MIKE MURPHREE

- 1st Reading to “An Ordinance to Amend Dorchester County Ordinance #97-05, Pertaining to the “Organization and Rules of Dorchester County Council”, to Add a New Section XI to Provide That No Matters Pending Before Dorchester County Council Shall Carry Over After December 31st of Any Year in Which a General Election is Held

5. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- 3rd Reading to Ordinance #08-23, An Ordinance to Amend Dorchester County Ordinance #92-15, As Previously Amended by Dorchester County Ordinance Numbers 94-03, 05-02, 06-20, 07-01, and 08-07, Concerning the Home Garaging Of Certain County Vehicles
- Adoption of Resolution #08-20, “A Resolution to Allow The Home Garaging of Certain County Vehicles”
- 1st Reading for Rezoning Request #605, Trina Lawton, TMS# 172-11-03-009

**PAGE TWO
COUNTY COUNCIL AGENDA
NOVEMBER 3, 2008**

6. COMMITTEE REPORTS

Chairman Richard Rosebrock, Public Safety, Health and Human Services

- Ordinance to Prohibit the Open Burning of Leaves, Tree Branches, Bush or Branch Cuttings, Grass Clippings, Yard Clipping, or Other Yard Waste in Certain Zoning Districts of Dorchester County Predominantly Zoned for Residential Purposes

Chairman Larry Hargett, Water and Sewer Committee Report

- Request for Sewer Service Pecan Drive
- Request for Sewer Service SolSource Development; (TMS #146-00-00-006)
- Request for Water Service 1312 Lincolnville Road; (TMS #146-00-00-008)
- Request for Sewer Service Pine Hill Acres; (TMS #129-01-09-009, 129-01-09-010, 129-01-09-011)
- Request for Sewer Service AutoZone Store #4878; (TMS #136-09-00-038)
- Request for Sewer Service 8345 Dorchester Road (TMS #181-00-00-021)

Chairman Larry Hargett, Budget, Finance, and Purchasing Committee

- Recommendation for 2nd Reading for "An Ordinance to Authorize the Execution and Delivery of a Lease Purchase Agreement in Order to Provide for the Upgrade of the E911 Emergency Call and Dispatch System; To Authorize the Execution and Delivery of Various Documents In Connection Therewith; and Other Matters Relating Thereto"

Chairman Chris Murphy, Planning, Development and Building Committee

- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #597, William J. Hall, c/o Dorchester County Council; TMS #130-13-00-103
- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #598, William J. Hall, c/o Dorchester County Council; TMS #130-13-00-105
- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #603, for MeadWestvaco Forestry, LLC; TMS# 150-00-00-199
- Public Hearing and Recommendation for 2nd Reading for Rezoning Request #604, for MeadWestvaco Forestry, LLC; TMS# 158-00-00-013

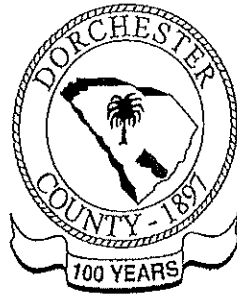
7. APPOINTMENTS TO BOARDS AND COMMISSIONS

PAGE THREE
COUNTY COUNCIL AGENDA
NOVEMBER 3, 2008

8. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- 1st Reading to “An Ordinance to Amend that Certain Agreement for the Development of a Joint Industrial and Business Park between Orangeburg County and Dorchester County (Roseburg Park) to add “MONTEFERRO” Tract
- 1st Reading to An Ordinance Authorizing Economic Development Incentives, Including a Fee Agreement between Dorchester County, South Carolina, and Thrace-LINQ, Inc., whereby Dorchester County Will Enter into an Arrangement for Payments in Lieu of Property Taxes
- 3rd Reading for Ordinance #08-22, An Ordinance Authorizing the Execution and Delivery of A Second Amended Lease Agreement Between Dorchester County and Robert Bosch LLC, Extending the Infrastructure Tax Credit, and Amending, and Restating the Lease Agreement Dated as of December 1, 2000
- Executive Session
 - Legal Advice
 - Rezoning Request #578, Oakbrook Community Church
 - Contractual Matters
 - Real Estate Services
 - Courthouse
 - Personnel Matter

9. ADJOURN



LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL

JAMIE FELTNER

CHRISTOPHER J. MURPHY

MIKE MURPHREE

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET

ST. GEORGE, SOUTH CAROLINA 29477

(843) 563-0196 FAX (843) 563-0137

SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

MINUTES

DORCHESTER COUNTY COUNCIL DORCHESTER COUNTY HUMAN SERVICES BUILDING COUNCIL CHAMBERS, SUMMERVILLE NOVEMBER 3, 2008 7:00 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Willie Davis – Vice Chairman
Mr. Chris Murphy
Mr. Richard Rosebrock
Mr. Mike Murphree
Mr. Jamie Feltner
Mr. Kenneth F. Waggoner
Mr. Jason Ward – County Administrator
Mr. John Frampton – County Attorney
Mrs. Sandy Lawley – Clerk to Council

ABSENT: Ms. Ashley Jacobs – Deputy County Administrator

Chairman Hargett called the meeting to order and gave the Invocation.

REQUESTS TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council, and the following citizens replied:

- Mrs. Debbie Ainscough addressed Council regarding a drainage problem that she has at her home, at 189 McMakin Drive in Summerville. She requested Council's assistance with resolving this problem. Chairman Hargett stated that the Public Works Department would be notified of this drainage issue.

REQUESTS TO ADDRESS COUNCIL-CONTINUED

- Mr. Charlie Stoudenmire appeared before Council to thank them for visiting some of the new schools in District Two and for their participation in the School District Two Budgeting Workshops on State Funding.

ADOPTION OF MINUTES FROM THE OCTOBER 20, 2008, COUNTY COUNCIL MEETING

1. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted unanimously to adopt the Minutes from the October 20, 2008, County Council Meeting.

PUBLIC HEARING FOR THE 2008 DORCHESTER COUNTY COMPREHENSIVE PLAN ORDINANCE

Chairman Hargett opened the Public Hearing to receive public comments on the "2008 Dorchester County Comprehensive Plan Ordinance"; the following citizens provided comments regarding the plan:

- Mr. Joe Czulewicz stated that he saw no mention of sidewalks in the plan, and he believed that for safety reasons it should be a mandatory requirement that new developments and new schools have plans for sidewalks in their designs.
- Mr. Joe Cicero spoke on concerns he had regarding "*The Gateway Districts*", in the proposed plan and the competition it would be with the "*Historic Downtown Business District of Summerville*". Mr. Cicero submitted written comments on this subject to Council for their information.
- Mr. Richard (Dick) Kopfmuller, Co-Chair of the Dorchester County Neighborhood Coalition, addressed Council and thanked everyone for the time and work on the 2008 Plan.
- Mr. George McDaniel, Director of Drayton Hall, addressed Council and stated that he supported the proposed plan and the process that Dorchester County used to work through the plan to get to this point in time.
- Mr. George Seago, III addressed Council regarding a request for changes to the proposed 2008 Dorchester County Comprehensive Plan Ordinance, concerning parcels of property identified with TMS #'s 128-00-00-088, 128-00-00-086, and 127-00-00-099. These pieces of property are near Yerby Road in Summerville and owned by his family. Mr. Seago submitted a letter and map to Council about the concerns he and his family have with the plan regarding their property rights, and future development of the property.
- Mr. Mac Baughman addressed Council, and spoke in favor of the plan and encouraged one of the proposals in the plan, which was the Four Hole Swamp Corridor.
- Mr. Tom Muckenfuss addressed Council regarding Government, the rights of citizens and was concerned about taxes increasing on his land in the Four Hole Swamp area.

**PUBLIC HEARING FOR THE 2008 DORCHESTER COUNTY
COMPREHENSIVE PLAN ORDINANCE –CONTINUED**

- Mr. William Baughman addressed Council regarding providing incentives to landowners for protecting land near the Four Hole Swamp Corridor and stated that he supported the proposed plan.
- Mr. Norman Brunswig, Audubon Society, thanked Council for their help with the acquisition of the Halsey Tract and requested Council to consider conservation easements, and requested that Council be very attentive to what goes on around the conservation areas in the County. He also stated that he supported the Comprehensive Plan and recommended keeping the language strong.
- Mr. Mike Dawson, Councilman for the Town of Summerville, thanked Council for the plan and stated that he supported keeping the wording strong and would like to see it adopted.
- Mr. Howard Bridgman, Councilman for the Town of Summerville, spoke in favor of the plan and thanked Council for their work on the plan.

Hearing no more comments from the public, Chairman Hargett closed the Public Hearing.

**PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING FOR AN
ORDINANCE TO REPEAL DORCHESTER COUNTY ORDINANCE # 07-02
THE “DORCHESTER COUNTY, SOUTH CAROLINA, LAWFUL
EMPLOYMENT ORDINANCE” AND TO ADOPT THE FOLLOWING NEW
SECTION 23 TO DORCHESTER COUNTY ORDINANCE #91-08, PERTAINING
TO BUSINESS LICENSES SO AS TO ADD THE “DORCHESTER COUNTY,
SOUTH CAROLINA LAWFUL EMPLOYMENT ORDINANCE” TO PROVIDE
FROM EFFECTIVE DATE, SEVERABILITY, AND OTHER MATTERS
RELATING THERETO**

Chairman Hargett opened the Public Hearing to receive public comments on, “An Ordinance to Repeal Dorchester County Ordinance # 07-02, the “Dorchester County, South Carolina, Lawful Employment Ordinance” and to Adopt the Following New Section 23 to Dorchester County Ordinance #91-08, Pertaining to Business Licenses so as to Add The “Dorchester County, South Carolina Lawful Employment Ordinance” to Provide From Effective Date, Severability, and Other Matters Relating Thereto”. Hearing no public comments, Chairman Hargett closed the Public Hearing.

2. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to give 2nd Reading to, “An Ordinance to Repeal Dorchester County Ordinance # 07-02, the “Dorchester County, South Carolina, Lawful Employment Ordinance” and to Adopt the Following New Section 23 to Dorchester County Ordinance #91-08, Pertaining to Business Licenses so as to Add The “Dorchester County, South Carolina Lawful Employment Ordinance” to Provide From Effective Date, Severability, and Other Matters Relating Thereto”.

CORRESPONDENCE

The County Administrator reported that Time Warner Cable sent a notification to the County regarding changes to their prices that will occur in November 2008. The changes are as follows: Broadcast Tier from \$11.33 to \$11.20, Cable Tier from \$33.66 to \$36.75, and Basic Cable Services \$44.99 to \$47.95. In addition, pricing changes for other services were provided.

GUEST

Ms. Louise Welch, Regional Executive Director of the local American Red Cross, addressed Council, along with one of their volunteers Mrs. Anne Baughman. Ms. Welch requested Council's consideration on providing funding to the Red Cross in the amount of \$10,000. The funding would be used for assistance that the Red Cross provides to Dorchester County citizens who lose their homes to fire. The funds go for shelter, food, clothes, and other essential items needed by families in this situation. The Red Cross provides this service to many families in Dorchester County.

Mr. Paul L. Connerty, Executive Director, for the Trident Workforce Investment Board thanked Council for their support, and stated that Dorchester County needed to make two appointments to the Trident Workforce Investment Board. Mr. Connerty requested County Council to appoint Mr. Jon Baggett, Dorchester County Economic Development Director, to fill the unexpired term of Mr. Jim Friar, and to re-appoint Mr. James H. Villeponteaux, III, for the Vocational Education position on the Board.

TRIDENT WORKFORCE INVESTMENT BOARD APPOINTMENTS

3. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted unanimously to appoint Mr. Jon Baggett and to re-appoint Mr. James H. Villeponteaux, III, to the Trident Workforce Investment Board.

GUESTS- CONTINUED

Mrs. Carolyn Tomlinson, Director of Recycling and Education, and Ms. Sarah Robinson, Director of Keep South Carolina Beautiful, presented Council with a grant-check on behalf of Keep Dorchester County Beautiful in the amount of \$8,000. The grant will be used to educate the community about uncovered loads and encourage citizens to use tarps over their truck beds. In addition, the grant would be used to provide small beautification grants to the towns of Dorchester County for beautification projects during the Great American Cleanup in March.

COUNCIL MEMBER'S TIME - COUNCILMAN MIKE MURPHREE

1ST READING TO "AN ORDINANCE TO AMEND DORCHESTER COUNTY ORDINANCE #97-05, PERTAINING TO THE "ORGANIZATION AND RULES OF DORCHESTER COUNTY COUNCIL", TO ADD A NEW SECTION XI TO PROVIDE THAT NO MATTERS PENDING BEFORE DORCHESTER COUNTY COUNCIL SHALL CARRY OVER AFTER DECEMBER 31ST OF ANY YEAR IN WHICH A GENERAL ELECTION IS HELD

Councilman Murphree requested the County Administrator read for the record the proposed Ordinance. Mr. Ward read the following:

"AN ORDINANCE TO AMEND DORCHESTER COUNTY ORDINANCE NUMBER 97-05 PERTAINING TO THE "ORGANIZATION AND RULES OF DORCHESTER COUNTY COUNCIL" TO ADD A NEW SECTION XI TO PROVIDE THAT NO MATTERS PENDING BEFORE DORCHESTER COUNTY COUNCIL SHALL CARRY OVER AFTER DECEMBER 31ST OF ANY YEAR IN WHICH A GENERAL ELECTION IS HELD"

WHEREAS, the South Carolina Legislature has two year sessions, and at the close of a session, no pending matters carry over to the next session; and

WHEREAS, because the Members of Dorchester County Council have staggered terms, Dorchester County Council would be considered to be a continuing body and, therefore, Ordinances for pending matters given one or more readings would be allowed to be given additional readings even after new Members of Council have been elected at a General Election; and

WHEREAS, in order for new Members of Council to give adequate consideration to matters coming before them upon entering into office, Dorchester County Council finds that following a General Election, pending matters as of December 31st should not carry over after that date.

NOW, THEREFORE, be it ordained by Dorchester County Council, duly assembled, that Ordinance Number 97-05 as previously amended pertaining to the "Organization and Rules of the Dorchester County Council" is hereby further amended to create a new SECTION XI, which shall read as follows:

SECTION XI. MATTERS PENDING AS OF DECEMBER 31ST OF ANY YEAR IN WHICH A GENERAL ELECTION IS HELD.

No matters pending before Dorchester County Council or any Committee thereof shall carry over past December 31 of any year in which a General Election is held.

Except as previously amended and as amended hereby, Dorchester County Ordinance Number 97-05 shall continue in full force and effect.

Adopted this ____ day of _____, 2008."

COUNCIL MEMBER'S TIME - CONTINUED

1ST READING TO "AN ORDINANCE TO AMEND DORCHESTER COUNTY ORDINANCE #97-05, PERTAINING TO THE "ORGANIZATION AND RULES OF DORCHESTER COUNTY COUNCIL", TO ADD A NEW SECTION XI TO PROVIDE THAT NO MATTERS PENDING BEFORE DORCHESTER COUNTY COUNCIL SHALL CARRY OVER AFTER DECEMBER 31ST OF ANY YEAR IN WHICH A GENERAL ELECTION IS HELD-CONTINUED

4. Mr. Murphree motioned, and it was seconded by Mr. Murphy, to give 1st Reading to "An Ordinance to Amend Dorchester County Ordinance #97-05, Pertaining to the "Organization and Rules of Dorchester County Council", to Add a New Section XI to Provide That No Matters Pending Before Dorchester County Council Shall Carry Over After December 31st of Any Year in Which a General Election is Held.

After much discussion by Council, Councilman Murphree withdrew his motion, and Councilman Murphy withdrew his second.

COUNTY ADMINISTRATOR'S TIME - MR. JASON WARD

3RD READING TO ORDINANCE #08-23, AN ORDINANCE TO AMEND DORCHESTER COUNTY ORDINANCE #92-15, AS PREVIOUSLY AMENDED BY DORCHESTER COUNTY ORDINANCE NUMBERS 94-03, 05-02, 06-20, 07-01, AND 08-07, CONCERNING THE HOME GARAGING OF CERTAIN COUNTY VEHICLES

5. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to give 3rd Reading to Ordinance #08-23, An Ordinance to Amend Dorchester County Ordinance #92-15, as Previously Amended by Dorchester County Ordinance Numbers 94-03, 05-02, 06-20, 07-01, and 08-07, Concerning the Home Garaging of Certain County Vehicles.

ADOPTION OF RESOLUTION #08-20, "A RESOLUTION TO ALLOW THE HOME GARAGING OF CERTAIN COUNTY VEHICLES"

6. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to adopt Resolution #08-20, "A Resolution to Allow the Home Garaging of Certain County Vehicles".

COUNTY ADMINISTRATOR'S TIME – CONTINUED

**1ST READING FOR REZONING REQUEST #605, TRINA LAWTON,
TMS #172-11-03-009**

7. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to deny 1st Reading for Rezoning Request #605, Trina Lawton, TMS #172-11-03-009. This is a request to rezone .199 acre located at 105 McCormack Avenue in Stratton Capers from R2M (Single Family Residential Manufactured Housing District) to CG (General Commercial District). The Planning Board and Planning Staff recommended denying rezoning.

COMMITTEE REPORTS

**PUBLIC SAFETY, HEALTH, AND HUMAN SERVICES COMMITTEE,
CHAIRMAN RICHARD ROSEBROCK**

**ORDINANCE TO PROHIBIT THE OPEN BURNING OF LEAVES, TREE
BRANCHES, BUSH OR BRANCH CUTTINGS, GRASS CLIPPINGS, YARD
CLIPPING, OR OTHER YARD WASTE IN CERTAIN ZONING DISTRICTS OF
DORCHESTER COUNTY PREDOMINANTLY ZONED FOR RESIDENTIAL
PURPOSES**

Chairman Rosebrock stated that the proposed "Ordinance to Prohibit the Open Burning of Leaves, Tree Branches, Bush or Branch Cuttings, Grass Clippings, Yard Clipping, or Other Yard Waste in Certain Zoning Districts of Dorchester County Predominantly Zoned for Residential Purposes", was discussed and no action was taken. In addition, Chairman Rosebrock announced that the Public Hearing for this Ordinance has been scheduled for November 17, 2008, at 6:30 p.m. at the Public Safety, Health, and Human Services Committee Meeting in Summerville.

SCHOOL OF HARD KNOX- REQUEST FOR FUNDING

Chairman Rosebrock stated that the School of Hard Knox had been discussed; however, no information was received from the School on their request for funding, due to a fire at the home of the Coach/Head Master of the School.

Chairman Hargett passed the gavel to Vice Chairman Davis in order to give his Committee Report.

WATER AND SEWER COMMITTEE REPORT, CHAIRMAN LARRY HARGETT

REQUEST FOR SEWER SERVICE PECAN DRIVE

8. Chairman Hargett reported that the Water and Sewer Committee met earlier tonight and discussed a request for sewer service on Pecan Drive off Butternut Road. He stated that staff recommends Council approval of installation of a sewer line providing sewer service to 37 units on Pecan Drive off Butternut Road. The Committee's recommendation to Council was for approval to provide the sewer service. Council voted four in favor, and three opposed on the Committee's recommendation.

Council Members Hargett, Murphree, and Murphy opposed.

**REQUEST FOR SEWER SERVICE SOLSOURCE DEVELOPMENT;
(TMS #146-00-00-006)**

9. Chairman Hargett reported that the Water and Sewer Committee's next request was for sewer service for SolSource Development, TMS #146-00-00-006. Staff recommended providing sewer service to this proposed apartment complex, clubhouse and a small commercial site located off Lincolnville Road by gravity flow, unless it was not feasible. The Committee's recommendation to Council was for approval to provide the sewer service. Council voted five in favor, and two opposed on the Committee's recommendation. (This would be gravity-flow sewer.)

Council Members Rosebrock and Feltner opposed.

**REQUEST FOR SEWER SERVICE PINE HILL ACRES; (TMS #129-01-09-009,
129-01-09-010, 129-01-09-011)**

10. Chairman Hargett reported that the Water and Sewer Committee's next request was for consideration to provide sewer service to Pine Hill Acres; (TMS #129-01-09-009, 129-01-09-010, 129-01-09-011), and that staff recommended providing the service. The Committee's recommendation to Council was for approval of providing the sewer service to the three lots in Pine Hill Acres off St Germaine Road. Council voted five in favor, and two opposed on the Committee's recommendation.

Council Members Murphree and Murphy opposed.

WATER AND SEWER COMMITTEE REPORT- CONTINUED

**REQUEST FOR WATER SERVICE 1312 LINCOLNVILLE ROAD;
(TMS #146-00-00-008)**

11. Chairman Hargett reported that the Water and Sewer Committee's next request was to provide water service to 1312 Lincolnville Road; (TMS #146-00-00-008). He stated that staff recommended providing water service to three units and the properties are currently served by a site well and septic tanks. The Committee's recommendation to Council was for approval to provide the water service. Council voted six in favor, and one opposed on the Committee's recommendation.

Councilman Murphree opposed.

**REQUEST FOR SEWER SERVICE AUTOZONE STORE #4878;
(TMS #136-09-00-038)**

12. Chairman Hargett reported that a request for sewer service for AutoZone Store #4878; (TMS #136-09-00-038) was received and the staff recommended providing the service, which would be located in Knightsville. The Committee's recommendation to Council was for approval to provide the sewer service. Council voted unanimously in favor of the Committee's recommendation.

**REQUEST FOR SEWER SERVICE 8345 DORCHESTER ROAD
(TMS #181-00-00-021)**

13. Chairman Hargett reported that a request was received for sewer service for 8345 Dorchester Road (TMS #181-00-00-021). He reported that staff recommended providing sewer service to this commercial property near Dorchester Road and Park Forest Parkway near North Charleston. The Committee's recommendation to Council was for approval to provide the sewer service. Council voted unanimously in favor of the Committee's recommendation.

**BUDGET, FINANCE, AND PURCHASING COMMITTEE REPORT,
CHAIRMAN LARRY HARGETT**

**2ND READING FOR "AN ORDINANCE TO AUTHORIZE THE EXECUTION
AND DELIVERY OF A LEASE PURCHASE AGREEMENT IN ORDER TO
PROVIDE FOR THE UPGRADE OF THE E911 EMERGENCY CALL AND
DISPATCH SYSTEM; TO AUTHORIZE THE EXECUTION AND DELIVERY
OF VARIOUS DOCUMENTS IN CONNECTION THEREWITH; AND OTHER
MATTERS RELATING THERETO"**

14. Chairman Hargett reported that the Budget, Finance and Purchasing Committee's recommendation to Council was for 2nd Reading for "An Ordinance to Authorize the Execution and Delivery of a Lease Purchase Agreement in Order to Provide for the Upgrade of the E911 Emergency Call and Dispatch System; To Authorize the Execution and Delivery of Various Documents In Connection Therewith; and Other Matters Relating Thereto". Council voted unanimously in favor of the Committee's recommendation.

Vice Chairman Davis passed the gavel back to Chairman Hargett.

**PLANNING, DEVELOPMENT, AND BUILDING COMMITTEE REPORT,
CHAIRMAN CHRIS MURPHY**

**PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING FOR
REZONING REQUEST #597, WILLIAM J. HALL, C/O DORCHESTER
COUNTY COUNCIL; TMS #130-13-00-103, AND FOR REZONING
REQUEST #598, WILLIAM J. HALL, C/O DORCHESTER COUNTY COUNCIL;
TMS #130-13-00-105**

Chairman Murphy reported that a Public Hearing was held for Rezoning Request #597, for William J. Hall, TMS #130-13-00-103. This is a request to rezone 1.193 acres from TRM to CLI on Pigeon Bay Road near Summerville. In addition, he reported that another Public Hearing was held for Rezoning Request #598, William J. Hall, TMS #130-13-00-105. This is a request to rezone 9.185 acres from R-4 to CLI on Pigeon Bay Road near Summerville. Chairman Murphy stated that the Committee decided to keep both of these requests in Committee, pending receiving legal advice and Chairman Murphy speaking with the land owner.

**PLANNING, DEVELOPMENT, AND BUILDING COMMITTEE REPORT,
CONTINUED**

**PUBLIC HEARINGS AND RECOMMENDATION FOR 2ND READING FOR
REZONING REQUESTS #603, MEADWESTVACO FORESTRY, LLC; TMS#
150-00-00-199 AND #604, MEADWESTVACO FORESTRY, LLC; TMS# 158-00-
00-013**

15. Chairman Murphy reported that a Public Hearing was held for Rezoning Request #603, for MeadWestvaco Forestry, LLC; TMS# 150-00-00-199. This is a request to rezone 99.82 acres on US 17A south of Summerville from AC to Industrial. In addition, he reported that a Public Hearing was held for Rezoning Request #604, for MeadWestvaco Forestry, LLC; TMS# 158-00-00-013. This is a request to rezone 35.88 acres on US 17A south of Summerville from AC to Industrial. The Committee's recommendation to Council was for 2nd Reading to be given to both Rezoning Requests and Council voted unanimously in favor of the Committee's recommendation.

APPOINTMENTS TO BOARDS AND COMMISSIONS

DORCHESTER COUNTY BOARD OF DISABILITIES AND SPECIAL NEEDS

16. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to recommend to the Governor the appointment of Ms. Barbara Jones to the Dorchester County Board of Disabilities and Special Needs.

DORCHESTER COUNTY FORESTRY BOARD

17. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted unanimously to recommend to the South Carolina Forestry Commission to reappointment Mr. James H. Adkins to the Dorchester County Forestry Board.

COUNTY ATTORNEY'S TIME - MR. JOHN FRAMPTON

1ST READING TO "AN ORDINANCE TO AMEND THAT CERTAIN AGREEMENT FOR THE DEVELOPMENT OF A JOINT INDUSTRIAL AND BUSINESS PARK BETWEEN ORANGEBURG COUNTY AND DORCHESTER COUNTY (ROSEBURG PARK) TO ADD "MONTEFERRO" TRACT

18. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted unanimously to give 1st Reading to "An Ordinance to Amend that Certain Agreement for the Development of a Joint Industrial and Business Park between Orangeburg County and Dorchester County (Roseburg Park) to add Monteferro Tract". This Ordinance is to add the 10-acre Tract to the MCIP, which will allow an Orangeburg County industry to receive enhanced job tax credits from the state and to facilitate the granting of special source revenue credit.

1ST READING TO AN ORDINANCE AUTHORIZING ECONOMIC DEVELOPMENT INCENTIVES, INCLUDING A FEE AGREEMENT BETWEEN DORCHESTER COUNTY, SOUTH CAROLINA, AND THRACE-LINQ, INC., WHEREBY DORCHESTER COUNTY WILL ENTER INTO AN ARRANGEMENT FOR PAYMENTS IN LIEU OF PROPERTY TAXES

19. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to give 1st Reading to An Ordinance Authorizing Economic Development Incentives, Including a Fee Agreement between Dorchester County, South Carolina, and Thrace-LINQ, Inc., whereby Dorchester County Will Enter into an Arrangement for Payments in Lieu of Property Taxes.

3RD READING FOR ORDINANCE #08-22, AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A SECOND AMENDED LEASE AGREEMENT BETWEEN DORCHESTER COUNTY AND ROBERT BOSCH LLC, EXTENDING THE INFRASTRUCTURE TAX CREDIT, AND AMENDING, AND RESTATING THE LEASE AGREEMENT DATED AS OF DECEMBER 1, 2000

20. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted five in favor, one opposed, and one abstention, to give 3rd Reading to Ordinance #08-22, Authorizing the Execution and Delivery of a Second Amended Lease Agreement Between Dorchester County and Robert Bosch LLC, Extending the Infrastructure Tax Credit, and Amending, and Restating the Lease Agreement Dated as of December 1, 2000.

Councilman Murphree opposed, and Councilman Feltner abstained.

COUNTY ATTORNEY'S TIME – CONTINUED

REQUEST TO AMEND THE AGENDA

The County Attorney made a request to Council to amend the agenda to add under Executive Session a confidential economic development prospect for discussion.

21. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to amend the agenda by adding an additional item under executive session as requested by the County Attorney.

REQUEST FOR EXECUTIVE SESSION

The County Attorney made a request for Council's consideration to enter into executive session to give legal advice concerning Rezoning Request #578, to discuss two contractual matters, one dealing with real estate services, and the other with the courthouse project, a personnel matter, and a confidential economic development prospect.

EXECUTIVE SESSION- 8:03 P.M.

22. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted unanimously to enter into Executive Session as requested by the County Attorney.

RECONVENE FROM EXECUTIVE SESSION 9:10 P.M.

The County Attorney reported that in Executive Session, Council discussed the items announced prior to going into executive session and no action was taken on any of the items.

COURTHOUSE PROJECT

23. On the motion of Mr. Feltner, seconded by Mr. Rosebrock, Council voted five in favor, and two absent, to approve two recommended items regarding the new County Courthouse, as presented by Mr. John Dumas in executive session; the items were identified as Issue #1, and Issue #2, on a memo dated October 29, 2008.

Council Members Murphy and Murphree were absent.

COURTHOUSE PROJECT- CONTINUED

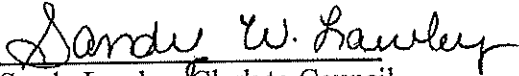
24. On the motion of Mr. Feltner, seconded by Mr. Rosebrock, Council voted five in favor, and two absent, to award the landscape contract to Springdale Outdoor Services, in the amount of \$38,750.00, and to authorize an additional amount of \$15,000 to be utilized at the direction of the County Administrator for additional landscape materials that may be needed during the landscape installation process.

Council Members Murphy and Murphree were absent.

ADJOURNMENT 9:15 P.M.

25. On the motion of Mr. Rosebrock, seconded by Mr. Davis, Council voted five in favor, and two absent, to adjourn.

Council Members Murphy and Murphree were absent.


Sandy Lawley, Clerk to Council

**AGENDA
DORCHESTER COUNTY COUNCIL
DORCHESTER COUNTY HUMAN SERVICES BUILDING
COUNCIL CHAMBERS, SUMMERVILLE
NOVEMBER 17, 2008
7:00 P.M.**

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from November 3, 2008, County Council Meeting
- Public Meeting and 3rd Reading for the 2008 Dorchester County Comprehensive Plan Ordinance #08-26
- 3rd Reading for Ordinance #08-25, “An Ordinance to Repeal Dorchester County Ordinance Number 07-02, The “Dorchester County, South Carolina, Lawful Employment Ordinance” and To Adopt The Following New Section 23 to Dorchester County Ordinance #91-08, Pertaining to Business Licenses So As To Add The “Dorchester County, South Carolina, Lawful Employment Ordinance” To Provide From Effective Date, Severability, and Other Matters Relating Thereto”
- Adoption of 2009 Dorchester County Council Meeting Calendar
- Correspondence

3. GUESTS

- Mr. Joe Debney, Executive Director Dorchester County Election and Voter's Registration
- Mr. Bobby Jordan, Eagle Run Residents – Request for “No Parking” Signs
- Ms. Jill Aquino, Dorchester County DSS Director – Request for Funding New D.S.S. Phone System

4. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- 3rd Reading for Rezoning Request #603, for MeadWestvaco Forestry, LLC; TMS# 150-00-00-199
- 3rd Reading for Rezoning Request #604, for MeadWestvaco Forestry, LLC; TMS# 158-00-00-013
- 3rd Reading for Ordinance #08-24, “An Ordinance to Authorize the Execution and Delivery of a Lease Purchase Agreement in Order to Provide for the Upgrade of the E911 Emergency Call and Dispatch System; To Authorize the Execution and Delivery of Various Documents In Connection Therewith; and Other Matters Relating Thereto”

5. COMMITTEE REPORTS

Chairman Larry Hargett, Budget, Finance, and Purchasing Committee Report

- Recommendation for 2nd Reading for An Ordinance to Provide for the Installment Payments of Taxable Real Property within Dorchester County Pursuant to Section 12-45-75, Code of Laws of South Carolina (1976), as Amended

COMMITTEE REPORTS CONTINUED

Chairman Richard Rosebrock, Public Safety, Health and Human Services

- Public Hearing and Recommendation for 2nd Reading for an Ordinance to Prohibit the Open Burning of Leaves, Tree Branches, Bush or Branch Cuttings, Grass Clippings, Yard Clipping, or Other Yard Waste in Certain Zoning Districts of Dorchester County Predominantly Zoned for Residential Purposes
- School of Hard Knox- Request for Funding

6. APPOINTMENTS TO BOARDS AND COMMISSIONS

7. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- 2nd Reading to “An Ordinance to Amend that Certain Agreement for the Development of a Joint Industrial and Business Park between Orangeburg County and Dorchester County (Roseburg Park) to add “MONTEFERRO” Tract
- Public Hearing and 2nd Reading for An Ordinance Authorizing Economic Development Incentives, Including a Fee Agreement between Dorchester County, South Carolina, and Thrace-LINQ, Inc., whereby Dorchester County Will Enter into an Arrangement for Payments in Lieu of Property Taxes
- Executive Session
 - Confidential Economic Development Project
 - Legal Advice
 - Request to Abandon a Portion of Haven Road
 - Request for Condemnations - Dorchester County Sales Tax Transportation Authority
 - Personnel Matter

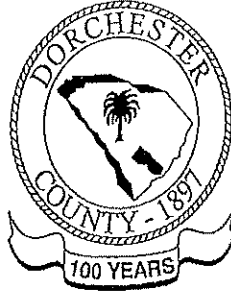
8. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNER

CHRISTOPHER J. MURPHY

MIKE MURPHREE

RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET

ST. GEORGE, SOUTH CAROLINA 29477

(843) 563-0196 FAX (843) 563-0137

SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

MINUTES

DORCHESTER COUNTY COUNCIL DORCHESTER COUNTY HUMAN SERVICES BUILDING COUNCIL CHAMBERS, SUMMERVILLE NOVEMBER 17, 2008 7:06 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Willie Davis – Vice Chairman
Mr. Chris Murphy
Mr. Richard Rosebrock
Mr. Mike Murphree
Mr. Jamie Feltner
Mr. Jason Ward – County Administrator
Mr. John Frampton – County Attorney
Mrs. Sandy Lawley – Clerk to Council

ABSENT: Mr. Kenneth F. Waggoner
Ms. Ashley Jacobs – Deputy County Administrator

Chairman Hargett called the meeting to order and Mr. Jason Ward gave the Invocation.

REQUESTS TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council, and the following citizens replied:

- Mr. Grange Cuthbert, who owns property on Haven Road, addressed Council regarding closing a portion of Haven Road near Ridgeville. He conveyed to Council that he would not support closing any portion of the road due to the distance it would add to drive to his property.

REQUESTS TO ADDRESS COUNCIL-CONTINUED

- Mr. Edsel T. Taylor, who also owns property on Haven Road, addressed Council regarding closing a portion of this road located near Ridgeville. He expressed to Council that he was not in support of closing any of this road due to the added distance and travel time to drive to his property, which he drives farm equipment to almost daily.
- Ms. Linda Wheeler addressed Council regarding the proposed "Ordinance to Prohibit the Open Burning of Leaves, Tree Branches, Bush or Branch Cuttings, Grass Clippings, Yard Clipping, or Other Yard Waste in Certain Zoning Districts of Dorchester County Predominantly Zoned for Residential Purposes". She stated that she did not support the Ordinance and thought the County should leave this type of regulation up to individual subdivisions.
- Ms. Kim Logue addressed Council regarding the proposed "Ordinance to Prohibit the Open Burning of Leaves, Tree Branches, Bush or Branch Cuttings, Grass Clippings, Yard Clipping, or Other Yard Waste in Certain Zoning Districts of Dorchester County Predominantly Zoned for Residential Purposes". She stated that she was in support of it, and requested Council's support on passing the Ordinance for the safety of citizens and their property.
- Mr. Joe Kress, member of the Dorchester County Taxpayers Association, addressed Council, and distributed copies of a letter, which he read from Mr. John Braund, Chairman of the Association. The letter dated November 17, 2008, "*Statement to County Council with Regard to the Dorchester County Lawful Employment Ordinance*", was read aloud. The association was in opposition of the repeal of the Dorchester County Lawful Employment Ordinance.
- Ms. Kendra Linkowski addressed Council regarding the Dorchester County Lawful Employment Ordinance repeal and voiced her opposition to the repeal of the above-mentioned Ordinance.
- Mr. Winthrop Spofferd addressed Council regarding the Dorchester County Lawful Employment Ordinance and voiced his opposition regarding the repeal of the above-mentioned proposed Ordinance.
- Mr. Ron Turner addressed Council and stated his opposition regarding the proposed repeal of the Dorchester County Lawful Employment Ordinance.

ADOPTION OF MINUTES FROM THE NOVEMBER 3rd, 2008, COUNTY COUNCIL MEETING

1. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted six in favor, and one absent, to adopt the Minutes from the November 3rd, 2008, County Council Meeting.

Councilman Waggoner was absent.

**PUBLIC MEETING AND 3RD READING FOR THE 2008 DORCHESTER COUNTY
COMPREHENSIVE PLAN ORDINANCE, #08-26**

Chairman Hargett opened the Public Meeting to receive public comments on the 2008 Dorchester County Comprehensive Plan Ordinance. The following citizens addressed Council:

- Mr. Joe Cicero spoke on concerns he had regarding the two proposed "*Gateway Districts*", in the proposed plan and the competition it would be with the "*Historic Downtown Business District of Summerville*". In addition, he thanked Council for all of their hard work on the Plan.
- Mr. Shawn Bennett, Chairman for the Public Policy Committee with the Greater Summerville Dorchester County Chamber of Commerce, addressed and commended Council on the process followed throughout the Comprehensive Plan. In addition, he urged Council to work with other entities in Dorchester County, as they start their plan process and to place the highest priority on an economic development plan in the County.
- Mr. Jim McGraw addressed Council and submitted a written statement on three concerns he had regarding the 2008 Comprehensive Plan. He stated the plan was well written, but he had major concerns regarding transportation and the congestion caused by heavy traffic.
- Ms. Ann Shahid, representative of Audubon South Carolina, stated that they supported the plan and requested Council to keep the language in the plan strong, so that it could be enforced and not just a document that would sit on the shelf.
- Mr. Tom Muckenfuss stated that he opposed the Comprehensive Plan concerning heirs' property and worried about the government taking property unfairly.
- Mr. Charlie Stoudenmire appeared before Council and commended them for all of their efforts and work on the Comprehensive Plan and working with the School Districts in the process.
- Ms. Pegge Schall, a member of the Dorchester County Planning Commission, thanked Council, the Planning Commission, the Planning Staff, and members of the BCD COG staff for all the hard work. She also requested Council to approve the 2008 Dorchester County Comprehensive Plan.
- Mr. Walter H. "Skip" Elliott, III, Chairman of the South Carolina Landowners Association, addressed Council and requested that language, already drafted by Dorchester County, be included in the proposed plan for the protection of heirs' property, and with provisions regarding subdivision of land by and between family members. In addition, Mr. Elliott requested *wetlands* to be qualified in this document or in later enforcement documents as *jurisdictional wetlands*, a term already used by the Army Corps of Engineers.
- Mr. Hamilton Davis, representative of the Coastal Conservation League, stated that he supported the proposed Comprehensive Plan, thanked Council, the Planning Department and the staff. In addition, he stated that he agreed that heirs' property needs to be addressed, but could be done in the Zoning Ordinance.

**PUBLIC MEETING AND 3RD READING FOR THE 2008 DORCHESTER COUNTY
COMPREHENSIVE PLAN ORDINANCE, #08-26 – CONTINUED**

- Mrs. Nancy Jean Nettles, representing Audubon South Carolina, stated that she was very proud of Council and the time they took to listen to all stakeholders with comments and ideas on the plan. She requested Council adopt the plan and keep the language strong.
- Mrs. Sue Wehemen thanked Council and stated that she supported the plan and requested Council's adoption of the plan.

There were no more public comments, so Chairman Hargett closed the public comment time.

2. On the motion of Mr. Feltner, seconded by Mr. Davis, Council voted six in favor, and one absent, to amend the 2008 Dorchester County Comprehensive Plan to include the following four amendments from Public Hearings and Public Meetings held by Dorchester County Council:

- The importance of Wire Road will be recognized, and its importance will be reflected in the Comprehensive Plan by listing the road by name where appropriate.
- Example of noxious uses cited in the Comprehensive Plan will be Salvage Yard, Landfill, Chemical Plant, et cetera.
- Agriculture and Forestry will be listed in the *Economic Development Section* of the Comprehensive Plan as important industries.
- It will be noted that minor subdivisions, subdivisions of ten lots or less, will be exempt from the three hundred foot average setback from the greenbelts, Edisto River, Four Hole Swamp and Beidler Forest, as noted in the *Future Land Use Section* of the Comprehensive Plan.

Councilman Waggoner was absent.

Chairman Hargett read a note from Councilman Waggoner who was ill and unable to attend the Council meeting. He stated that Councilman Waggoner wanted the citizens and fellow Councilmen to know that he supported the 2008 Dorchester County Comprehensive Plan, and if he were able to attend the meeting, he would vote in favor of adopting the plan.

3. Mr. Murphy motioned, seconded by Mr. Murphree, to add an additional amendment to the 2008 Dorchester County Comprehensive Plan, by adding the language, which was currently in the Dorchester County (Zoning) Ordinance #04-13, that protects the subdivision of properties by and between family members, and provisions that recognizes and protects heirs' property.

**PUBLIC MEETING AND 3RD READING FOR THE 2008 DORCHESTER COUNTY
COMPREHENSIVE PLAN ORDINANCE, #08-26 – CONTINUED**

After Council discussed Councilman Murphy's motion, the Chairman requested the County Attorney to give his opinion on whether this language would be better included in the 2008 Comprehensive Plan document or in the Zoning Ordinance. Mr. Frampton stated that the language could be in either document or in both documents. In addition, he said that merely because the language was not specifically in the Plan does not prohibit the County from taking it up as far as zoning. Councilman Rosebrock requested for Mr. Alec Brebner, Planner for the Berkeley-Charleston-Dorchester Council of Governments, and lead author of the 2008 Comprehensive Plan Ordinance, to address Council concerning this issue. Mr. Brebner stated that in his opinion this language would be better suited for the Zoning document. All of Council agreed that heirs' property was important and the County will properly handle it.

Councilman Murphy withdrew his motion, and Councilman Murphree withdrew his second.

4. Mr. Feltner motioned to give 3rd Reading to the 2008 Dorchester County Comprehensive Plan Ordinance, #08-26, as amended, and Mr. Murphy seconded it.

Council discussed setbacks and wetlands with Mr. Brebner.

5. Mr. Murphree motioned to make an additional amendment to the 2008 Dorchester County Comprehensive Plan, by having all wetlands qualified as "jurisdictional wetlands" instead of "wetlands", a term used by the Army Corps of Engineers, and Mr. Murphy seconded the motion.

Council agreed that the issue of determination of "jurisdictional wetlands" would be addressed later in the Zoning Ordinance.

Councilman Murphree withdrew his motion and Councilman Murphy withdrew his second.

Council then voted six in favor, and one absent, on the main motion (#4) to give 3rd Reading to the 2008 Dorchester County Comprehensive Plan Ordinance, #08-26, as amended.

Councilman Waggoner was absent.

Council thanked everyone for their participation and hard work on the 2008 Dorchester County Comprehensive Plan.

**AN ORDINANCE TO REPEAL DORCHESTER COUNTY ORDINANCE # 07-02
THE "DORCHESTER COUNTY, SOUTH CAROLINA, LAWFUL
EMPLOYMENT ORDINANCE" AND TO ADOPT THE FOLLOWING NEW
SECTION 23 TO DORCHESTER COUNTY ORDINANCE #91-08, PERTAINING
CAROLINA LAWFUL EMPLOYMENT ORDINANCE" TO PROVIDE FROM
EFFECTIVE DATE, SEVERABILITY, AND OTHER MATTERS RELATING
THERE TO**

6. On the motion of Mr. Rosebrock, seconded by Mr. Feltner, Council voted six in favor, and one absent, to table "An Ordinance to Repeal Dorchester County Ordinance # 07-02, the "Dorchester County, South Carolina, Lawful Employment Ordinance" and to Adopt the Following New Section 23 to Dorchester County Ordinance #91-08, Pertaining to Business Licenses so as to Add The "Dorchester County, South Carolina Lawful Employment Ordinance" to Provide From Effective Date, Severability, and Other Matters Relating Thereto", and place it in the Public Safety, Health, and Human Services Committee,

Councilman Waggoner was absent.

**ADOPTION OF 2009 DORCHESTER COUNTY COUNCIL MEETING
CALENDAR**

7. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted five in favor, one abstention, and one absent, to adopt the "2009 Dorchester County Council Meeting Calendar".

Councilman Murphree abstained, and Councilman Waggoner was absent.

CORRESPONDENCE

WATER AND SEWER COMMITTEE ITEM

The County Administrator reported that a petition was received where 80% of the residents on Barnhill Drive in Ladson Farms have requested water and sewer service in their neighborhood, and his recommendation with the Chairman's concurrence was to refer this item to the Water and Sewer Committee for a recommendation back to Council.

8. On the motion of Mr. Davis, seconded by Mr. Feltner, Council voted six in favor, and one absent, to refer the request for water and sewer service, for residents on Barnhill Drive in Ladson Farms, to the Water and Sewer Committee for a recommendation back to Council.

Councilman Waggoner was absent.

CORRESPONDENCE

The County Administrator reported that the Town of Summerville sent notification to the County that it has annexed TMS#152-00-00-218, 152-00-00-009, and 152-00-00-219, on Dorchester Road with General Business zoning and 1695 Wannamaker Avenue, TMS #145-13-04-049, with a Single Family Residential zoning.

GUESTS

Mr. Joe Debney, Executive Director Dorchester County Election and Voter's Registration, addressed Council and thanked the County for all of the help that was given during the election. Mr. Debney stated that he had never experienced such extraordinary teamwork during an election. He expressed his appreciation to all the county employees who helped at such a critical time.

Mr. Bobby Jordan, a resident of Eagle Run Subdivision, addressed Council and requested Council to consider installing "No Parking" signs to make Old Fort Drive and Eagle Run area safer for children walking to and from the Oakbrook schools. He stated that he would also like to change the speed limits in this area. Mr. Jordan was asked to provide the County Administrator with a diagram, and a list of the streets, before the end of the Council meeting. This item was placed in the Public Works, Property, and Utilities Committee.

Ms. Jill Aquino, Dorchester County Department of Social Services Director, addressed Council and requested Council's consideration for funding of a new phone system at a cost of \$28,100. If approval of this expenditure were granted from Council Contingency, it would be with the understanding that the County will seek a 71% reimbursement of \$19,951 from the Federal Participation Program. The Chairman placed this item in the Budget, Finance, and Purchasing Committee.

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD
3RD READING FOR REZONING REQUESTS #603, MEADWESTVACO
FORESTRY, LLC; TMS# 150-00-00-199 AND #604, MEADWESTVACO
FORESTRY, LLC; TMS# 158-00-00-013

9. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted six in favor, and one absent, to give 3rd Reading to Rezoning Request #603, for MeadWestvaco Forestry, LLC; TMS# 150-00-00-199. This is a request to rezone 99.82 acres on US 17A south of Summerville from AC to Industrial. In addition, to give 3rd Reading to Rezoning Request #604, for MeadWestvaco Forestry, LLC; TMS# 158-00-00-013. This is a request to rezone 35.88 acres on US 17A south of Summerville from AC to Industrial.

Councilman Waggoner was absent.

COUNTY ADMINISTRATOR'S TIME-CONTINUED
3RD READING TO ORDINANCE #08-24, "AN ORDINANCE TO AUTHORIZE
THE EXECUTION AND DELIVERY OF A LEASE PURCHASE AGREEMENT
IN ORDER TO PROVIDE FOR THE UPGRADE OF THE E911 EMERGENCY
CALL AND DISPATCH SYSTEM; TO AUTHORIZE THE EXECUTION AND
DELIVERY OF VARIOUS DOCUMENTS IN CONNECTION THEREWITH;
AND OTHER MATTERS RELATING THERETO"

10. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted six in favor, and one absent, to give 3rd Reading to Ordinance #08-24, "An Ordinance to Authorize the Execution and Delivery of a Lease Purchase Agreement in Order to Provide for the Upgrade of the E911 Emergency Call and Dispatch System; To Authorize the Execution and Delivery of Various Documents In Connection Therewith; and Other Matters Relating Thereto".

Councilman Waggoner was absent.

Chairman Hargett passed the gavel to Vice Chairman Davis in order to give his Committee Report.

COMMITTEE REPORTS
BUDGET, FINANCE, AND PURCHASING COMMITTEE REPORT,
CHAIRMAN LARRY HARGETT

RECOMMENDATION FOR 2ND READING FOR AN ORDINANCE TO PROVIDE
FOR THE INSTALLMENT PAYMENTS OF TAXABLE REAL PROPERTY
WITHIN DORCHESTER COUNTY PURSUANT TO SECTION 12-45-75, CODE OF
LAWS OF SOUTH CAROLINA (1976), AS AMENDED

Chairman Hargett reported that the Committee decided to table this item until further information was received.

DORCHESTER COUNTY SHERIFF'S BUDGET (NEW BUSINESS)

11. Chairman Hargett reported that the Budget, Finance, and Purchasing Committee voted to recommend for Council to approve freezing the Dorchester County Sheriff's entire Budget until the new Sheriff takes office, including new hires, other than payments for payroll including benefits, fuel, and food and medical expenses for the jail. In addition, Council requested the Administrator to make sure that the County did not have a problem with the twelve employees that had left the Jail, where the funds were to be used for overtime. Council voted six in favor, and one absent, on the recommendation.

Councilman Waggoner was absent.

Vice Chairman Davis passed the gavel back to Chairman Hargett.

**PUBLIC SAFETY, HEALTH, AND HUMAN SERVICES COMMITTEE,
CHAIRMAN RICHARD ROSEBROCK**

**PUBLIC HEARING AND RECOMMENDATION FOR 2ND READING FOR AN
ORDINANCE TO PROHIBIT THE OPEN BURNING OF LEAVES, TREE
BRANCHES, BUSH OR BRANCH CUTTINGS, GRASS CLIPPINGS, YARD
CLIPPING, OR OTHER YARD WASTE IN CERTAIN ZONING DISTRICTS OF
DORCHESTER COUNTY PREDOMINANTLY ZONED FOR RESIDENTIAL
PURPOSES**

12. Chairman Rosebrock stated that a Public Hearing was held for the proposed "Ordinance to Prohibit the Open Burning of Leaves, Tree Branches, Bush or Branch Cuttings, Grass Clippings, Yard Clipping, or Other Yard Waste in Certain Zoning Districts of Dorchester County Predominantly Zoned for Residential Purposes", and the Committee's recommendation to Council was to give 2nd Reading to this Ordinance as amended (14,500 square feet). Council voted five in favor, one opposed, and one absent, on the recommendation.

Councilman Murphy opposed and Councilman Waggoner was absent.

13. Chairman Rosebrock stated that the Committee voted to recommend to Council that a fourth amendment be added to this Ordinance, regarding "Recreational Burning". The amendment was stated as follows: "Recreational Burning; Any burning in connection with the preparation of food for immediate consumption, BBQ grills, outdoor fireplaces or campfires and fires used solely for recreational purposes, religious, ceremonial occasions, or human warmth, are permitted so long as such burnings are performed in a safe manner". Council voted four in favor, two opposed, and one absent, on the recommendation to Council.

Council Members Murphy and Murphree opposed, and Councilman Waggoner was absent.

SCHOOL OF HARD KNOX- REQUEST FOR FUNDING

Chairman Rosebrock stated that the Committee tabled this item until the next Committee meeting.

APPOINTMENTS TO BOARDS AND COMMISSIONS

There were no appointments to Boards and Commissions.

COUNTY ATTORNEY'S TIME - MR. JOHN FRAMPTON

2ND READING TO "AN ORDINANCE TO AMEND THAT CERTAIN AGREEMENT FOR THE DEVELOPMENT OF A JOINT INDUSTRIAL AND BUSINESS PARK BETWEEN ORANGEBURG COUNTY AND DORCHESTER COUNTY (ROSEBURG PARK) TO ADD "MONTEFERRO" TRACT

14. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted six in favor, and one absent, to give 2nd Reading to "An Ordinance to Amend that Certain Agreement for the Development of a Joint Industrial and Business Park between Orangeburg County and Dorchester County (Roseburg Park) to add "Monteferro Tract". This Ordinance is to add the 10-acre Tract to the MCIP, which will allow an Orangeburg County industry to receive enhanced job tax credits from the state and to facilitate the granting of special source revenue credit.

Councilman Waggoner was absent.

PUBLIC HEARING AND 2ND READING TO AN ORDINANCE AUTHORIZING ECONOMIC DEVELOPMENT INCENTIVES, INCLUDING A FEE AGREEMENT BETWEEN DORCHESTER COUNTY, SOUTH CAROLINA, AND THRACE-LINQ, INC., WHEREBY DORCHESTER COUNTY WILL ENTER INTO AN ARRANGEMENT FOR PAYMENTS IN LIEU OF PROPERTY TAXES

Chairman Hargett opened the Public Hearing for, "An Ordinance Authorizing Economic Development Incentives, Including a Fee Agreement between Dorchester County, South Carolina, and Thrace-LINQ, Inc., whereby Dorchester County Will Enter into an Arrangement for Payments in Lieu of Property Taxes", and asked if anyone from the public would like to make any comments.

Hearing no public comments, Chairman Hargett closed the Public Hearing.

15. On the motion of Mr. Murphy, seconded by Mr. Feltner, Council voted six in favor, and one absent, to give 2nd Reading to An Ordinance Authorizing Economic Development Incentives, Including a Fee Agreement between Dorchester County, South Carolina, and Thrace-LINQ, Inc., whereby Dorchester County will Enter into an Arrangement for Payments in Lieu of Property Taxes.

Councilman Waggoner was absent.

COUNTY ATTORNEY'S TIME - CONTINUED

REQUEST FOR EXECUTIVE SESSION AND TO AMEND THE AGENDA

The County Attorney made a request for Council's consideration to enter into executive session to discuss a confidential economic Development Project, to give legal advice concerning a request to abandon a portion of Haven Road, and a request for condemnation from the Dorchester County Sales Tax Transportation Authority, and to discuss a personnel matter. In addition, he requested to amend the agenda to add an item to executive session to discuss a contractual matter dealing with Oakridge Landfill.

EXECUTIVE SESSION- 8:45 P.M.

16. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted six in favor, and one absent, to enter into Executive Session and to amend the agenda as requested by the County Attorney.

Councilman Waggoner was absent.

RECONVENE FROM EXECUTIVE SESSION 9:39 P.M.

The County Attorney reported that in Executive Session, Council discussed the items announced prior to going into executive session and no action was taken on any of the items.

**REQUEST FOR CONDEMNATION - DORCHESTER COUNTY SALES TAX
TRANSPORTATION AUTHORITY**

17. On the motion of Mr. Murphy, seconded by Mr. Murphree, Council voted six in favor, and one absent, to authorize the condemnation of the following tracts, if necessary to complete the right of ways for the following two projects:

Berlin Myers Parkway (Phase III)

<u>Tract No.</u>	<u>TMS (Tax Map No.)</u>
26	152-00-00-055
28	152-00-00-079 & 152-00-00-161
81	144-00-00-029

Old Fort Road

<u>Tract No.</u>	<u>TMS (Tax Map No.)</u>
8	162-03-01-001

Councilman Waggoner was absent.

CONFIDENTIAL ECONOMIC DEVELOPMENT PROJECT #08-019

18. On the motion of Mr. Murphree, seconded by Mr. Murphy, Council voted six in favor, and one absent, to approve Special Source Revenue Credits in the amount of \$75,000 (\$50,000 in year one and \$25,000 in year two) for Project #08-019 for their new investment in Dorchester County and creation of 40 new jobs with an average salary of \$44,000.

Councilman Waggoner was absent.

CONTRACT WITH WASTE MANAGEMENT

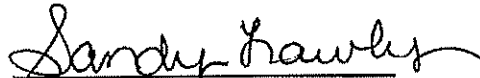
19. On the motion of Mr. Davis, seconded by Mr. Feltner, Council voted six in favor, and one absent, to approve the County Administrator to negotiate a contract with Waste Management Facilities pending a resolution to insurance coverage terms.

Councilman Waggoner was absent.

ADJOURNMENT 9:45 P.M.

20. On the motion of Mr. Rosebrock, seconded by Mr. Murphy, Council voted six in favor, and one absent, to adjourn.

Councilman Waggoner was absent.


Sandy Lawley, Clerk to Council

**AGENDA
DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
DECEMBER 8, 2008
7:00 P.M.**

1. INVOCATION AND PLEDGE OF ALLEGIANCE

2. CHAIRMAN'S TIME – MR. LARRY HARGETT

- Request to Address Council
- Adoption of Minutes from November 17, 2008, County Council Meeting
- Adoption of Resolution #08-21, In Honor of Joseph Whitney Cunningham, Jr.
- 3rd Reading for Ordinance #08-25 to Prohibit the Open Burning of Leaves, Tree Branches, Bush or Branch Cuttings, Grass Clippings, Yard Clipping, or Other Yard Waste in Certain Zoning Districts of Dorchester County Predominantly Zoned for Residential Purposes
- Correspondence

3. GUEST

- Mr. Lee Moulder, Finance Director – October 2008 Budget Report

4. COUNCIL MEMBER'S TIME –COUNCILMAN MIKE MURPHREE

- Parting Remarks and Thanks

5. COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

- Intergovernmental Agreement with Summerville, NPDES

6. COMMITTEE REPORTS

Chairman Richard Rosebrock, Public Safety, Health and Human Services

- School of Hard Knox- Request for Funding

Chairman Larry Hargett, Water and Sewer Committee Report

- Request for Sewer Service to Residents of Barnhill Street, Ladson Farms
- Request for Water and Sewer Service - Old Fort Drive (TMS #162-03-01-012 and #162-03-01-013)
- Request for Water and Sewer Service – Windsor Hill Apartments (TMS #172-00-00-028)
- Request for Sewer Service – AAA – Summerville (TMS #162-05-11-023)
- Project Status Report

Chairman Larry Hargett, Budget, Finance, and Purchasing Committee Report

- I-95 and US Highway 178 Beautification Project
- Recommendation for 2nd Reading for “An Ordinance to Provide for the Installment Payments of Taxable Real Property within Dorchester County Pursuant to Section 12-45-75, Code of Laws of South Carolina (1976), as Amended
- Guest, Ms. Charlotte Allen, Statement on Auditing Standards (SAS) No. 114

7. APPOINTMENTS TO BOARDS AND COMMISSIONS

8. COUNTY ATTORNEY'S TIME – MR. JOHN FRAMPTON

- Public Hearing and 3rd Reading to Ordinance #08-27, “An Ordinance to Amend that Certain Agreement for the Development of a Joint Industrial and Business Park between Orangeburg County and Dorchester County (Roseburg Park) to add “MONTEFERRO” Tract
- 3rd Reading for Ordinance #08-28, An Ordinance Authorizing Economic Development Incentives, Including a Fee Agreement between Dorchester County, South Carolina, and Thrace-LINQ, Inc., whereby Dorchester County Will Enter into an Arrangement for Payments in Lieu of Property Taxes
- Executive Session
 - Legal Advice
 - Purchasing Procedures
 - Personnel Matters
 - Contractual Matters

9. ADJOURN

LARRY HARGETT
CHAIRMAN

WILLIE DAVIS
VICE CHAIRMAN

JASON L. WARD
COUNTY ADMINISTRATOR

SANDY W. LAWLEY
CLERK TO COUNCIL



JAMIE FELTNER
CHRISTOPHER J. MURPHY

MIKE MURPHREE
RICHARD ROSEBROCK

KENNETH WAGGONER

COUNTY COUNCIL OF DORCHESTER COUNTY

201 JOHNSTON STREET
ST. GEORGE, SOUTH CAROLINA 29477
(843) 563-0196 FAX (843) 563-0137
SUMMERVILLE (843) 832-0043 FAX (843) 875-8509

MINUTES

DORCHESTER COUNTY COUNCIL
KENNETH F. WAGGONER SERVICES CENTER
COUNCIL CHAMBERS, ST. GEORGE
DECEMBER 8, 2008
7:15 P.M.

Pursuant to the Freedom of Information Act, the Dorchester Eagle Record, the Summerville Journal Scene, and the Post & Courier, were notified and a notice was posted on the bulletin board 24 hours prior to the meeting.

PRESENT: Mr. Larry Hargett – Chairman
Mr. Willie Davis – Vice Chairman
Mr. Chris Murphy
Mr. Richard Rosebrock
Mr. Mike Murphree
Mr. Jamie Feltner
Mr. Kenneth F. Waggoner
Mr. Jason Ward – County Administrator
Mrs. Ashley McDonald – Deputy County Administrator
Mr. John Frampton – County Attorney
Mrs. Sandy Lawley – Clerk to Council

Chairman Hargett called the meeting to order and Councilman Rosebrock gave the Invocation.

REQUESTS TO ADDRESS COUNCIL

Chairman Hargett asked if anyone would like to address Council, and the following citizens replied:

- Mr. Tom Hall addressed Council regarding the proposed Ordinance on burning in residential areas and the size of the lot in which you can burn.
- Mrs. Angie Lee Crum addressed Council regarding the proposed Ordinance concerning the installment payments for property taxes and requested Council's support.

ADOPTION OF MINUTES FROM THE NOVEMBER 17, 2008, COUNTY COUNCIL MEETING

1. On the motion of Mr. Murphy, seconded by Mr. Rosebrock, Council voted unanimously to adopt the Minutes from the November 17, 2008, County Council Meeting.

ADOPTION OF RESOLUTION #08-21, IN HONOR AND MEMORY OF MR. JOSEPH WHITNEY CUNNINGHAM, JR.

2. On the motion of Mr. Murphy, seconded by Mr. Murphree, Council voted unanimously to Adopt Resolution #08-21, In Honor of Joseph Whitney Cunningham, Jr.

AN ORDINANCE TO PROHIBIT THE OPEN BURNING OF LEAVES, TREE BRANCHES, BUSH OR BRANCH CUTTINGS, GRASS CLIPPINGS, YARD CLIPPING, OR OTHER YARD WASTE IN CERTAIN ZONING DISTRICTS OF DORCHESTER COUNTY PREDOMINANTLY ZONED FOR RESIDENTIAL PURPOSES

3. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously to place this proposed Ordinance back in the Public Safety, Health, and Human Services Committee.

Councilman Rosebrock made a statement about the Clean Air Act, open burning and he thanked Chief Genthert for information that he provided on open burning.

Mr. Alec Brebner, Planner for the Berkeley-Charleston-Dorchester Council of Governments, addressed Council on this issue, and stated that the COG is taking up "Open Burning" and the impacts and problems associated with this issue. The Air Quality Coalition will have its first meeting on Thursday, December 11, 2008.

CORRESPONDENCE

The County Administrator reported that the County received notification from the Solid Waste Permitting Section of DHEC that Oakridge Landfill has applied for a permit for a new Class 2 Landfill in Dorchester for construction demolition and land clearing debris. The public comment period will remain open until December 31, 2008.

The County Administrator reported that the County received notification of the Demonstration of Need for the proposed Carolina Resources Development C&D Landfill Charleston/ Dorchester that will lapse on Friday, December 5, 2008 (15 days from receipt of this notice). Councilman Rosebrock asked the County Administrator to request a public hearing on this issue and to schedule a tour for interested Council Members of the landfill.

GUESTS

Mr. Lee Moulder, Director of Budget and Finance, addressed Council and presented the October 2008 Budget Report. Mr. Moulder reported on fuel savings and items in the budget that are over and under budget. He reported that the tax revenues would be in the first of the year. Mr. Moulder explained that the County is now four months into the fiscal year and appears to be off to a good start. In addition, he stated that he agreed with Charlotte Allen, the external auditor for the County, on her advice on forming an Audit Committee for the County. The Chairman placed the Audit Committee in the Administrative and Intergovernmental Affairs Committee.

COUNCIL MEMBER'S TIME - COUNCILMAN MIKE MURPHREE

PARTING REMARKS AND THANKS

Council Member Mike Murphree read prepared remarks and a copy of his remarks are attached to these minutes for the record. (Attachment A)

COUNTY ADMINISTRATOR'S TIME – MR. JASON WARD

INTERGOVERNMENTAL AGREEMENT WITH SUMMERVILLE, NPDES

4. On the motion of Mr. Davis, seconded by Mr. Murphree, Council voted unanimously to authorize the Chairman of County Council to execute an Intergovernmental Agreement with the Town of Summerville for National Pollutant Discharge Elimination System compliance. The Town plans to approve the agreement on December 10, 2008.

COMMITTEE REPORTS

**PUBLIC SAFETY, HEALTH, AND HUMAN SERVICES COMMITTEE
REPORT, CHAIRMAN RICHARD ROSEBROCK**

SCHOOL OF HARD KNOX- REQUEST FOR FUNDING

5. Chairman Rosebrock reported the Committee voted unanimously to make a recommendation to Council to fund the request from the School of Hard Knox for \$5,000 from the Dorchester County Recreation Fund. Council voted unanimously in favor of the Committee's recommendation.

Chairman Hargett passed the gavel to Vice Chairman Davis in order to give his Committee Report.

COMMITTEE REPORTS CONTINUED
WATER AND SEWER COMMITTEE REPORT, CHAIRMAN LARRY
HARGETT

REQUEST FOR SEWER SERVICE TO RESIDENTS OF BARNHILL
STREET, LADSON FARMS

6. Chairman Hargett reported that the Committee voted to make a recommendation for Council's approval to provide water and sewer service to residents on Barnhill Street in Ladson Farms by serving 18 lots with water and sewer, contingent upon the installation of the sewer manhole by SolSource Development. Council voted unanimously in favor of the recommendation.

REQUEST FOR WATER AND SEWER SERVICE - OLD FORT DRIVE
(TMS #162-03-01-012 AND #162-03-01-013)

7. Chairman Hargett reported that the Committee voted to make a recommendation for Council's approval to provide water and sewer service for two lots on Old Fort Drive, as identified by TMS #162-03-01-012 and TMS #162-03-01-013. Council voted six in favor, and one opposed on the recommendation.

Councilman Murphree opposed the recommendation.

REQUEST FOR WATER AND SEWER SERVICE – WINDSOR HILL
APARTMENTS (TMS #172-00-00-028)

Chairman Hargett reported that the Committee discussed this issue and decided that this item stay in Committee while negotiations take place with the Developer; therefore no action was required by Council.

REQUEST FOR SEWER SERVICE – AAA – SUMMERVILLE
(TMS #162-05-11-023)

8. Chairman Hargett reported that the Committee voted to make a recommendation to Council for Dorchester County to provide sewer service to AAA – Summerville, as identified by TMS #162-05-11-023, a commercial development off Dorchester Road. Council voted unanimously in favor of the recommendation.

DORCHESTER COUNTY PROJECT STATUS REPORT

Chairman Hargett stated that the Committee received an update on the projects that are under way throughout the County, and this was provided for informational purposes only.

COMMITTEE REPORTS CONTINUED

**BUDGET, FINANCE, AND PURCHASING COMMITTEE REPORT,
CHAIRMAN LARRY HARGETT**

I-95 AND US HIGHWAY 178 BEAUTIFICATION PROJECT

Chairman Hargett stated that a power point presentation for this project was made to Council, along with information on funding opportunities. The presentation was for information purposes only and this item will stay in Committee.

**RECOMMENDATION FOR 2ND READING FOR "AN ORDINANCE TO
PROVIDE FOR THE INSTALLMENT PAYMENTS OF TAXABLE REAL
PROPERTY WITHIN DORCHESTER COUNTY PURSUANT TO SECTION
12-45-75, CODE OF LAWS OF SOUTH CAROLINA (1976), AS AMENDED**

9. Chairman Hargett reported that the Committee voted to recommend for Council to give 2nd Reading to, "An Ordinance to Provide for the Installment Payments of Taxable Real Property within Dorchester County Pursuant to Section 12-45-75, Code of Laws of South Carolina (1976), as Amended. This includes the funding of a new position in the Treasurer's Office as requested. Council voted four in favor and three opposed on the recommendation for 2nd Reading.

Council Members Murphree, Rosebrock, and Feltner opposed.

**GUEST, MS. CHARLOTTE ALLEN, STATEMENT ON AUDITING
STANDARDS (SAS) NO. 114**

Chairman Hargett reported that Ms. Charlotte Allen of WebsterRogers LLP, addressed the Committee regarding the Statement on Auditing Standards (SAS) #114, as a guest. He stated this was presented for information only.

Vice Chairman Davis passed the gavel back to Chairman Hargett.

APPOINTMENTS TO BOARDS AND COMMISSIONS

DORCHESTER COUNTY AERONAUTICS BOARD

10. On the motion of Chairman Hargett, seconded by Mr. Rosebrock, Council voted unanimously on the appointment of Mr. Jim Friar to the Dorchester County Aeronautics Board upon his retirement from Dorchester County, which will be on January 5, 2009.

COUNTY ATTORNEY'S TIME - MR. JOHN FRAMPTON

PUBLIC HEARING AND 3RD READING TO ORDINANCE #08-27, "AN ORDINANCE TO AMEND THAT CERTAIN AGREEMENT FOR THE DEVELOPMENT OF A JOINT INDUSTRIAL AND BUSINESS PARK BETWEEN ORANGEBURG COUNTY AND DORCHESTER COUNTY (ROSEBURG PARK) TO ADD "MONTEFERRO" TRACT

Chairman Hargett opened the Public Hearing for proposed Ordinance #08-27, "An Ordinance to amend that Certain Agreement for the Development of a Joint Industrial and Business Park between Orangeburg County and Dorchester County (Roseburg Park) to add the "MONTEFERRO" Tract.

Chairman Hargett asked if anyone from the public would like to comment. Hearing no public comments, Chairman Hargett closed the Public Hearing.

11. On the motion of Mr. Davis, seconded by Mr. Murphy, Council voted unanimously, to give 3rd Reading to Ordinance #08-27, "An Ordinance to Amend that Certain Agreement for the Development of a Joint Industrial and Business Park between Orangeburg County and Dorchester County (Roseburg Park) to add "MONTEFERRO" Tract".

3RD READING FOR PROPOSED ORDINANCE #08-28, AUTHORIZING ECONOMIC DEVELOPMENT INCENTIVES, INCLUDING A FEE AGREEMENT BETWEEN DORCHESTER COUNTY, SOUTH CAROLINA, AND THRACE-LINQ, INC., WHEREBY DORCHESTER COUNTY WILL ENTER INTO AN ARRANGEMENT FOR PAYMENTS IN LIEU OF PROPERTY TAXES

12. On the motion of Mr. Murphy, seconded by Mr. Davis, Council voted unanimously, to give 3rd Reading for Ordinance #08-28, An Ordinance Authorizing Economic Development Incentives, Including a Fee Agreement between Dorchester County, South Carolina, and Thrace-LINQ, Inc., whereby Dorchester County Will Enter into an Arrangement for Payments in Lieu of Property Taxes.

REQUEST FOR EXECUTIVE SESSION

The County Attorney made a request for Council's consideration to enter into executive session to give legal advice concerning certain purchasing issues regarding the Sheriff's Office, to discuss two personnel matters, and to discuss two contractual matters.

COUNTY ATTORNEY'S TIME - CONTINUED

EXECUTIVE SESSION 8:20 P.M.

13. On the motion of Mr. Davis, seconded by Mr. Feltner, Council voted unanimously to enter into Executive Session as requested by the County Attorney.

RECONVENE FROM EXECUTIVE SESSION 8:55 P.M.

The County Attorney reported that in Executive Session, Council discussed the items announced prior to going into executive session, with the exception of discussing only one personnel matter, and no action was taken on any of those items.

ECONOMIC DEVELOPMENT FUND

14. On the motion of Mr. Murphree, seconded by Mr. Davis, Council voted unanimously to approve the use of up to \$10,000 from the Economic Development Fund and to authorize the Administrator to execute a contract with Unimedia for the purpose of website development for Economic Development.

APPROVAL OF EXPENDITURES FOR PARK AND RIDE AND MONTHLY COST

15. On the motion of Mr. Rosebrock, seconded by Mr. Murphy, Council voted unanimously to approve the expenditure of \$1,500 to have lights installed at the Park and Ride lot at Heritage Plaza and a monthly service cost of \$175.

ADJOURNMENT 9:05 P.M.

16. On the motion of Mr. Murphree, seconded by Mr. Murphy, Council voted unanimously to adjourn.


Sandy Lawley, Clerk to Council

(A)

December 12th, 2008

Mr. Chairman, fellow Councilmen, Mr. Ward and Staff and Constitutes from District 6.

With a heavy heart, I am here this evening to bid you farewell and good luck. It has been my pleasure to serve my district and my County for the last four years. We have been through a lot in these last four years, yet I hope the direction that has prevailed is a sound one.

As, I left for work this morning, I ran over The Post & Courier, and then backed over it to make sure I got it. I have yet to figure out if they are friend or foe to Dorchester County, but they sure do like to Tuesday morning quarterback. Just like several local and multicounty alphabet soup organizations.

Theodore Roosevelt said, "It is not the critic who counts, not the one who points out how the strong man stumbled or how the doer of deeds might have done them better. The credit belongs to the man who is actually in the arena, whose face is marred with sweat and dust and blood; who strives valiantly; who errs and comes short again and again; who knows the great enthusiasms, the great devotions, and spends himself in a worthy cause; who, if he fails, at least fails while daring greatly, so that his place shall never be with those cold and timid souls who know neither victory nor defeat."

Roosevelt spoke about you and others like us that have rolled up their sleeves, got in the middle of the arena, and fought valiantly for their side. Yes, gentlemen, you know victory and defeat.

However, what is on the horizon for you in 2009. An economy that has not been seen in years or never been seen before. You have an economy which is correcting itself and a federal government which is about to make it worst or soften its' landing. I suggest that every effort be made to support and nurture your existing business communities and make great strides in the recruiting of new business to help stabilize your labor force and any job losses, which are upon the horizon.

Dorchester County needs to stretch out in all direction and heal the rip that has accrued in this community. We have to strive to find a common ground and work as team or we will always be the redheaded stepchild of the tri-county. No longer, can we afford to fight amongst ourselves, and whisper to one another; well you know what he does for a living. Environmentalist, construction worker, or real estate agent, each one of us comes to the table with dirty hands and a set of options that makes us unique. One hand clapping is not a consensus.

I believe I will miss my Monday nights with you all. I have enjoyed my 30 minutes video of barking dogs, which we have a noise ordinance that can do nothing about it. I was asked once by a now defunct website what was worst and best moments on County Council. My worst moment was when I found out that Yerbe Road was really in my District, and my best moment was when I was able to help someone with a problem, which they were working on for quite sometime and with a few phone calls with Mr. Ward and Staff, they made me look good for awhile, until I got the updated version of the barking dogs video.

To my family, friends, and fellow elected officials thank you for your support and well wishes. To my mother and father, thank you so very much for all your support, and I do apologize for my use of bad language, Hell, you taught me better, and dam nit, I swear I'll do better. To my lovely bride Joan, thank you for all your love and support, and it looks like we got an extra date night during the week.

To you my fellow Councilmen, thank you it has been a pleasure working with you. Lastly, my Savior Jesus Christ, Happy Birthday and please look after my beloved Dorchester County.